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Local Govt.

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, August 16, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meetings No. 13, 14, 15 and 16, held May 25, June 14, 28 and July 12, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(459) From the Ministry of Transportation and Communications notifying of the approval of a subsidy allocation for 1976 in the amount of $25,000.00, for traffic signal installation and/or modernization.

(460) From the Minister of Education acknowledging receipt of the City's letter endorsing the resolution of the Township of Hope on the subject of Assessment Equalization Factors, stating that the Province has decided to continue to concentrate on the completion of the total program rather than to divert resources to the task of updating assessment equalization factors.

(461) Copy of *Background* dated July 5, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all the members of Council.)

(462) From Tilley, Carson & Findlay, Solicitors, enclosing a copy of the Reply of The Cadillac Fairview Corporation Limited to the Petition launched by the City of Kingston, Campeau Corporation and T. Eaton Co. et al regarding the Kingston Regional Shopping Centre.

(463) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the Rotary Club in Parry Sound on Tuesday, July 6, 1976.

(464) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the Canadian Construction Association in Jasper Park Lodge, Alberta, on Monday, July 12, 1976.

(465) From the Association of Women Electors of Kingston Area enclosing a copy of the brief submitted by their organization to the Ministry of the Attorney General in support of the City's petition for reconsideration of the O.M.B. decision concerning a regional shopping centre.

(466) From A.D. Beame, Mayor of the City of New York, thanking Council for the good wishes conveyed by Captain Caird of the Saint Lawrence II as well as for the Kingston city flag presented to him during the recent Bi-Centennial celebrations in the United States.

(467) From Keith Norton, M.P.P., Kingston and the Islands, thanking Council for a copy of correspondence to the Corporation of the City of Windsor with respect to resolutions and precautions for an encephalitis outbreak.

COMMUNICATIONS (cont'd)

To Be Filed

(468) From the Ministry of the Environment notifying that the expiry date of Provisional Certificate of Approval No. 380150 (Sludge Disposal - Pittsburgh Township) has been extended to December 31, 1979, due to a re-evaluation of their program of re-issuing the Certificates and the administrative work associated with it.

(469) From The Canadian Council of Christians and Jews thanking Council for its contribution towards their student exchange program.

(470) From the Ministry of Transportation and Communications notifying of the approval of a second advance payment of subsidy in the amount of $277,800.00, being a further 30% of the City's initial subsidy allocation.

(471) Copy of *"Great Lakes FOCUS On Water Quality"* for the summer, 1976, published by the International Joint Commission - Windsor, Ontario, inviting members of the news media to their annual meeting,which was held July 19 - 22, 1976.

(472) Copy of a letter to Mrs. Ella Sutherland from John B. Sampson concerning the City's proposed purchase of Belcourt property in the vicinity of the Little Cataraqui Creek, stating that in his opinion, and what he believes to be a very large segment of the local taxpayers, the City of Kingston cannot afford to pay $500,000. for this property, and commenting that a vote of "8:7" in Council is not a large enough majority to authorize such an expenditure.

(473) From the Ministry of Treasury, Economics and Intergovernmental Affairs enclosing the first draft copy of their proposed publication on the Use of Consultants in Local Government in Ontario, inviting any comments or suggestions concerning material to be included in the publication.

(474) From St. Mary's of the Lake Hospital thanking Council for the short musical program performed by the Canadian Brass for their patients on July 21, 1976.

(475) Copy of *Ontario Finances* dated June 30, 1976, published by the Ministry of Treasury, Economics and Intergovernmental Affairs.

(476) From CORTS (Canada-Ontario-Rideau-Trent-Severn) Advisory Committee notifying that a public meeting will be held on Wednesday, August 11, 1976, from 2:00 p.m. to 4:00 p.m. in Jones Falls in the Hotel Kenney, Convention Hall, being a continuation of meetings to be held this year along the waterway from Ottawa to Port Severn, inviting representatives to attend and present briefs or make verbal comments.

(477) From the Ministry of Agriculture and Food enclosing a copy of a report prepared by the Ministry entitled *"A Strategy for Ontario Farmland"* outlining the government's commitment to preserve agricultural land, and a copy of *"Agricultural Code of Practice"*.

(478) From Tilley, Carson & Findlay, Barristers and Solicitors, enclosing a copy of the Reply to the Lieutenant Governor-in-Council by Caven Development, regarding the Regional Shopping Centre and the Ontario Municipal Board's decision concerning same.

(479) Copy of the 1975 Annual Report of the International Joint Commission (Canada-United States).

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(480) Copy of a letter to the Ministry of Housing from Pryal & Headrick, Barristers and Solicitors, withdrawing the draft plan of subdivision submitted by Gerald Splinter Limited for property located on Princess Street West off Portsmouth Avenue, due to the inability of reaching agreement with the City regarding the problem of incorporating access in the plan to the back houses of lots on the west side of Portsmouth Avenue, adjacent to the subject property, stating that alternative plans for the development will be reconsidered.

(481) From Karl R. Burns, Mayor of the City of Watertown, New York, thanking Council for coming to Watertown on "Kingston Day", as well as for the copy of *"Between Friends"*.

(482) Copy of the Minutes of a Meeting of the Executive of the Cataraqui Region Conservation Authority held July 14, 1976.

(483) From Mrs. D.A. Spence congratulating Council for a most successful Olympic Yachting Event, as well as the many events connected with it, and stating that "this has been a once in a lifetime venture", and suggesting that the Festival of Nations become an annual event, possibly to be held in the future at the Olympic Site.

(484) From the Commander, Fifth Canadian Destroyer Squadron, thanking Council and the City of Kingston for the hospitality shown to the officers and men of the Squadron.

(485) From the Corporation of the City of Niagara Falls endorsing Council's resolution requesting legislation to permit municipalities to charge fees for zoning by-law amendment and official plan amendment applications.

(486) From the Cataraqui Region Conservation Authority notifying that the next general meeting of the Authority will be held Wednesday, August 25, 1976, in the Leeds and Grenville County Council chambers, Court House, Court House Square, Brockville, at 8:00 p.m.

(487) Copy of a letter to the Ministry of the Environment from John B. Sampson suggesting that before proceeding with the issues involved in the Little Cataraqui Creek area, an aerial survey is indicated, and requesting the Ministry to assume to costs of such a survey.

(488) From Phillip Moore, on behalf of Her Majesty Queen Elizabeth and His Royal Highness, thanking Council for the gift given on the occasion of their visit to Kingston, commenting that the large crowds which were on hand to welcome them will be remembered with great pleasure.

(489) From the Ontario Municipal Employees Retirement Board notifying that effective January 1, 1978, the basic OMERS pension benefit will be changed from the present career average earnings pension benefit to a 2% final average earnings pension benefit, based on an employee's highest 60 consecutive months of earnings, which will require additional member contributions of 1½% of earnings.

(490) Copy of *Travel News from Ontario East* published by the Eastern Ontario Travel Association reporting, among other things, on travel inquiries for 1976.

(491) Copy of *Comment* published by the Bureau of Municipal Research, dated July, 1976, commenting on *Is Policing the Public's Busine$$?*

(Copies have been distributed to all members of Council.)

(492) Copies of *Background* Dated July 12, 23 and 30, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(493) Copy of the A.M.O. Legislative Bulletin dated July, 1976. *(Copies have been distributed to all members of Council.)*

(494) From the family of the Late W. Ross Macdonald thanking the members of Council for their expression of sympathy.

(495) From the Honourable Eugene Whelan, Minister of Agriculture, thanking Council for a copy of Volume Two of Buildings of Historical Significance and commenting on the enjoyable visit he and his family had in Kingston during the Olympics.

To Be Referred to the Community Services Committee

(496) From the Kingston, Frontenac and Lennox and Addington Health Unit enclosing a copy of the report of a Task Force to provide Guidelines for Local Health Units concerning Rest Homes, Lodging Houses, Group Homes and like facilities.

(497) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS the present composition of Board of Police Commissioners is comprised of three members,*
>
> *AND WHEREAS absenteeism through illness, or for other reasons impedes the proper functioning of a Board of Police Commissioners.*
>
> *NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to increase the members of the Board of Police Commissioners to five."*

(498) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS A Board of Police Commissioners is composed of the Head of the Council and two members designated by the Lieutenant Governor in Council,*
>
> *AND WHEREAS a resolution has been forwarded from the City of Stratford to the Association of Municipalities of Ontario requesting the Association to petition the Provincial Government to increase the composition of the Board of Police Commissioners to five,*
>
> *NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to change the composition of the Board of Police Commissioners to two elected representatives appointed by the Council of the Municipality and three members to be appointed by the Lieutenant Governor in Council."*

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Community Services Committee

(499) From the Corporation of the City of London requesting that Council endorse their following resolution:

"6. That on the recommendation of the Legal Division, the Provincial Legislature be petitioned to effect the following amendments to "The Dog Licensing and Live Stock and Poultry Protection Act" and "The Municipal Act" in an effort to provide a solution to the dogs running at large "problem":

(a) That Section 7(1) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting the words "or trespassing" in the second line after the words "at large" so that the section would read as follows:

"By-Laws may be passed by the council of a local municipality for prohibiting or regulating the running at large or trespassing of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law.";

it being noted that the effect of this amendment is to make it an offence for thepet owner who has his animal on a leash (and therefore not running at large) to permit the animal to walk on other peoples' property;

That Section 7(3) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting in the first line after the words "at large" the words "or trespass" and by deleting in the last line the figure "$50.00" and substituting therefor "$1,000.00" so that the said sub-section as amended shall read "Every owner of a dog who allows it to run at large or trespass contrary to a by-law made under this section is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00";

(c) That the following be added as paragraph 1a of sub-section 1 of Section 354 of The Municipal Act, namely:

"For requiring the removal of dog faeces by the owner of the dog from property within the municipality, or defined areas thereof, other than the premises of the owner.

(a) In this paragraph,

- *i) "dog" means a male or female dog*
- *ii) "owner" includes a person who possesses or harbours a dog."*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee and the Community Centre Board

(500) From the Corporation of the Town of Exeter requesting that Council endorse their following resolution:

> *"Whereas: the Ministry of Labour is actively engaged in a program of closing those arenas in Ontario which it deems to be structurally unsafe, and,*
>
> *Whereas: the Ministry of Labour is using the loading requirements of the National Building Code (1975) as its' standard for determining the load carrying capacity of arena roofs, and,*
>
> *Whereas: it would appear the Ministry of Labour is creating a contradictory element in asking for engineering studies to be carried out on the basis of the 1975 National Building Code, for arenas which were built with Ministry of Labour approval under the terms of the 1971 National Building Code,*
>
> *Therefore, be it resolved that:*
>
> *The Ministry of Labour be asked to use the standards of the National Building Code that were in effect at the time of the construction or renovation of an arena, when determining the structural capabilities of the building, provided that the building was originally constructed or renovated with the approval of the Ministry of Labour."*

Which Has Been Referred to the Transportation Committee

(501) Copy of a letter to Mr. Ralph E. Goodale, Parliamentary Secretary to Minister of Transport, from the Township of Kingston requesting that a joint meeting be held between Mr. Goodale, a Committee of the City of Kingston and a Committee of the Kingston Township Council in order to expedite the matter of a north-south arterial road adjacent to Norman Rogers Airport, which has been discussed for some time.

To Be Referred to the Public Works Committee

(502) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"That the Honourable Darcy McKeough, Provincial Treasurer and Minister of Economics and Intergovernmental Affairs, BE URGED to introduce an amendment to Section 293 of The Municipal Act which would permit municipal Councils to incur a debt, the payment of which is not provided for in the current estimates or the term of the current council, to undertake the construction of pavements, bridges, and other road improvements without the necessity of applying to the Ontario Municipal Board for dispensation of the vote of the electors."*

To Be Referred to the Parks and Recreation Committee

(503) Copy of a news release by Environment Canada concerning Great Lakes Shore Damage and enclosing a copy of *Canada - Ontario Great Lakes Shore Damage Survey, Technical Report.*

REPORT NO. 80

To The Mayor and Aldermen August 4th, 1976

The Transportation Committee reports and recommends as follows:

1. That the City of Kingston enter into a renewable agreement with the owners of 247 Montreal Street, for an encroachment of a 2½ ft. high fence onto City property, within one foot of the sidewalk, with the owners to be responsible for any damage by snowplowing, etc.

   NOTE: The fence, valued at approximately $100.00 was erected prior to obtaining the necessary exemption from the three foot set-back requirement.

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic) and 495 (Meters), to provide that parking be prohibited on the south side of Court Street, Monday to Friday from 12:00 midnight to 5:00 p.m. the following day, and that the perpendicular parking be converted to parallel parking for the permissible times.

   NOTE: At the present time, two hour time limit parking is permitted.

3. That the account of L.F.E. Canada Limited, in the amount of $565.64, for traffic control equipment, be approved for payment.

4. That the account of Canadian General Electric Limited, in the amount of $1,219.39, for traffic control equipment, be approved for payment.

5. That, notwithstanding the provisions of By-Law No. 10, the Kingston Grenadier-Yardmen be granted permission to hang a banner across Princess Street at Bagot Street from July 30th until August 21st, 1976, to advertise the Parade of Drums, August 21st, 1976.

6. That, notwithstanding the provisions of By-Law No. 10, Frontenac Mall be granted permission to hold an old fashioned circus parade on September 7th, 1976.

   NOTE: The parade will form at the Memorial Centre at 12:00 noon, proceed down Alfred Street to Princess Street, out Princess Street to Bath Road and on to Frontenac Mall, the site of 'Circus Vargas' a large tent circus.

7. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that 15 minute parking be established on the north side of Johnson Street from 50 feet west of Frontenac Street, westerly 35 feet; and on the west side of Frontenac Street, from 30 feet north of Johnson Street, northerly 50 feet.

   NOTE: At the present time, parking is permitted at all times.

8. That a by-law be presented to Council to amend By-Law No. 495 (Meters), to provide that the present hourly parking rates on the Byron Parking Lot be increased from 10¢ per hour to 20¢ per hour, and, further,

that the present monthly parking rates on the Byron Parking Lot be increased from $15.00 per month to $20.00 per month, effective October 1st, 1976 (3rd quarter, 1976).

9. That the account of Canadian National Railways, in the amount of $525.12, for the Reconstruction of Bath Road (Highway #33), Mileage 1.85 Cataraqui Spur, be approved for payment.

10. That a by-law be presented to Council to amend By-Law No. 495 (Meters), to provide that 30 minute parking be established on Queen Street, on the east side of the island at the intersection of Division Street.

NOTE: At the present time, 12 minute parking is permitted.

11. That, notwithstanding the provisions of By-Law No. 10, the sidewalk located on the south side of Johnson Street, from Bagot Street easterly approximately 300 feet, be barricaded to facilitate the construction of the new library complex.

NOTE: In order to comply with the available budget, a number of reductions in the original tender were approved. Item 29 was omitted, which was a covered walkway along Johnson Street to be replaced with an 8 ft. plywood hoarding, at a saving of $3,000. The planned location along the inside edge of the sidewalk would violate the Construction Safety Act.

12. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that parking be prohibited on the north side of Colborne Street, from Chatham Street westerly to the end of Colborne Street.

NOTE: At the present time, parking is permitted.

13. That, notwithstanding the provisions of By-Law No. 10, the Kingston Symphony Association be granted permission to hang a banner across Princess Street in front of the Grand Theatre during September, 1976, to help promote the opening of a new symphony season.

July 15th 1976.

REPORT NO. 81

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following actions of the Community Services Committee, under delegated powers, be approved and confirmed:

   a) "That the account of Dalex Industries Limited in the amount of $565.93 for the purchase of miscellaneous supplies for Rideaucrest Home be approved for payment.

   b) That the per diem rate for foster home care be increased from $8.00 to $9.00, effective August 1st 1976.

   c) That the account of Millard & Lumb in the amount of $3,560.67 for repairs to the boiler at Rideaucrest Home be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

   d) That the firm of Millard & Lumb be employed to repair the lower section of Boiler No. 2 at the Home on the following basis:

      i) An amount of up to $1,000 on a time and material basis is hereby authorized.

      ii) If more funds should be required, Committee approval will be obtained before further work is undertaken.

   e) That the account of King Seagrave Limited for the purchase of the new 50 ft. "Tele-Squrt" in the amount of $73,777.80 be approved for payment it being noted that a down payment of $31,540.20 had previously been made.

   f) That the account of Safety Supply Company in the amount of $556.51 for the purchase of a Scott Regulator and a 1269 resuscitator attachment be approved for payment.".

2. That, as recommended by the Gasoline Advisory Committee, schedules "A" and "B" of By-Law No. 1998 (A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours) be amended as follows:

   DELETE FROM SCHEDULES "A" AND "B"

   from Series "E" - Beckwith B.P.,
   920 Princess St.

   ADD TO SCHEDULES "A" AND "B"

   To Series "E" - BP Service Station,
   1129 Princess St.

3. That no action be taken on the following resolution of the Town of Trenton:

   "WHEREAS the Council of the Corporation of the Town of Trenton is concerned with the increase in crime and in particular, in acts of vandalism;

   AND WHEREAS the Courts appear to be unable or unwilling to provide suitable deterrents to these crimes;

3. (cont'd).

BE IT RESOLVED THAT the Council of the Corporation of the Town of Trenton express to the Federal and Provincial Governments its concern with the increase in crime and its dissatisfaction with the punishment being handed down by the Courts to offenders.".

4. That permission be granted to Fergus Manor to hold a tag day on August 28th 1976.

NOTE: The City of Kingston Tag Day By-Law provides for two tag days a month. Only one tag day had previously been approved for the month of August.

August 11/76.

5. That the account of $1,637.00 from Stevens Physicans and Hospitals Supplies be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

6. That in accordance with the limits set by the Ministry of Community and Social Services, the amount of assets to be set aside by persons entering Rideaucrest Home for funeral expenses shall be $1,500 per person or $2,500 per couple.

7. WHEREAS the agreement with Mastercraft Construction Corporation Ltd. for Glenarden North provides for the installation of a watermain on Counter Street under the Local Improvement Act;

AND WHEREAS the construction of the sidewalk on Counter Street (south side) from Indian Road to Aberfoyle Road and through Blocks D and E from Old Quarry Road to Inverness Crescent must follow the construction of the watermain;

THEREFORE BE IT RESOLVED AS FOLLOWS:

a) That Mastercraft Construction Corporation Ltd. be required to deposit with the City the estimated cost of the sidewalk on Counter Street (south side) from Indian Road to Aberfoyle Road and through Blocks D and E from Old Quarry Road to Inverness Crescent based on the unit prices of the lowest tender accepted by the City for 1977 new sidewalk construction.

b) That, in accordance with Sections 8 (c) (i) and (ii) of the Standard Form of Subdivision Agreement, Mastercraft Construction Corporation Ltd. be required to deposit with the City the following by July 1st 1977:

i) 2% of the estimated cost of installing the sidewalks (estimated cost to be based on unit prices of the lowest tender received and accepted by the City for 1977 sidewalk new construction) as full payment for engineering supervision including, without limiting the generality of the foregoing, examination of plans, contract administration, and general supervision of construction; and

ii) 5% of the estimated cost of installing the sidewalks (estimated cost to be based on unit prices of the lowest tender received and accepted by the City for 1977 sidewalk new construction) to pay for inspection and resident supervision, including, without limiting the generality of the foregoing, inspection, testing, and field survey, on the understanding that on completion the actual direct charges for inspection and resident supervision shall be paid to the City from such deposit and any balance remaining shall be refunded to the Owner by the City. If the actual direct charges exceed the five per cent (5%) deposit then the amount by which the actual direct charges exceed such deposit shall be paid to the City forthwith upon receipt of an invoice from the City.

8. That the following resolution of the City of London be endorsed:

"That on the recommendation of the Legal Division, the Provincial Legislature be petitioned to effect the following amendments to "The Dog Licensing and Live Stock and Poultry Protection Act" and "The Municipal Act" in an effort to provide a solution to the dogs running at large "problem":

(a) That Section 7(1) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting the words "or trespassing" in the second line after the words "at large" so that the section would read as follows:

> "By-laws may be passed by the council of a local municipality for prohibiting or regulating the running at large or trespassing of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law.";

it being noted that the effect of this amendment is to make it an offence for the pet owner who has his animal on a leash (and therefore not running at large) to permit the animal to walk on other peoples' property;

(b) That Section 7(3) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting in the first line after the words "at large" the words "or trespass" and by deleting in the last line the figure "$50.00" and substituting therefor "$1,000.00" so that the said sub-section as amended shall read:

> "Every owner of a dog who allows it to run at large or trespass contrary to a by-law made under this section is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00";

(c) That the following be added as paragraph 1a of sub-section 1 of Section 354 of The Municipal Act, namely:

> "For requiring the removal of dog faeces by the owner of the dog from property within the municipality, or defined areas thereof, other than the premises of the owner.
>
> (a) In this paragraph,
>
> i) "dog" means a male or female dog
> ii) "owner" includes a person who possesses or harbours a dog";

9. WHEREAS Section 6.19 of the Property Standards By-Law provides that "where a provision of this by-law conflicts with the provision of another by-law in force in the City, the provisions that establish higher standards to protect the health, safety and welfare of the general public prevails":

Therefore the Council of the Corporation of the City of Kingston enacts as follows:

1. That By-Law No. 8790, "A By-Law to Regulate and Provide for the Safety of Buildings and Structures", be amended by the addition of a new section 2 (2) (iv) as follows:

> "Notwithstanding the fact that an application for a building permit can not be revoked prior to six months after it is issued as provided for in Section 6(4) of the Building Code Act, 1974, a person who has been ordered under Section 6.8(b) of the Property Standards By-Law to make repairs or clear the site shall comply with the Order to repair or clear within the time specified in the Order.".

Respectfully submitted,

CHAIRMAN.

Public Works Report No. 82

July 15, 1976

To the Mayor and Aldermen: -

The Public Works Committee recommends as follows -

1. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That the tender of J. Sousa Contractor Ltd. in the amount of $25,250.05, for reconstruction of the following concrete sidewalks, in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lower tender received, and that the anticipated overrun of by-law amount for reconstructing the sidewalk on Smith St. in amount of $130, be financed from 1976 Public Works Budget Appropriation - Other - Miscellaneous -

n/s Johnson St. from Wellington to Bagot St.
w/s Smith St. from 62.9 ft. north of Princess St. northerly 76.7 ft.
w/s Mowat Ave. from Church St. southerly 57 ft.
e/s Division St. 16 ft. south of Brock St. southerly 162 ft.
n/s King St. from Livingston to Pembroke St.
s/s Lower Union St. from Wellington St. easterly 337 ft.
n/s Colborne St. from Division St. westerly 254 ft.
e/s Lower University Ave. from curb face of King St. northerly 436 ft.

2. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That the tender of Donald A. Foley Ltd. in the corrected amount of $327,001.25, to construct storm sewers, sanitary sewers, watermains and road realignment of Montreal St. from Hickson to Elliott Ave., in accordance with plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted being the lowest tender received subject to the approval of the Public Utilities Commission and the Ministry of Transportation and Communications.

3. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That, in order to keep the expenditure for the repairs to be carried out to the sidewalks, curbs and boulevards in the Mowat Woods subdivision under Contract 76/8W within the funds available, the tender quantities be reduced according to the table below and that the revised tender of Glen Lawrence Construction Co. Ltd., in the amount of $12,576.85 be accepted, being the lower tender received - Glen Lawrence Construction Co. Ltd. having indicated verbally to be willing to accept the reduction in the tender quantities without changes to the unit prices quoted in their tender, and that the expenditure under their contract be charged to the funds provided for the work by the Ontario Housing Corporation.

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3. Cont'd.

Item	Description	Tender Quantity	Unit	Revised Quantity	Unit Price	Total
1	Asphalt Capping Walks	14,140	S.F.	11,400	.70	$ 7,980.00
2	Curb Reconstruction	594	L.F.	454	4.90	2,224.60
3	Boulevard Sodding	656	S.Y.	487.5	2.98	1,452.75
4	Granular "A"	25	T.	25	7.00	175.00
5	Trench Restoration	215	S.F.	215	2.30	494.50
6	Contingencies	250	$	250	SUM	250.00
				Revised Tender Price		$12,576.85

4. That the account of Mel Silver Sand and Gravel Ltd., in the amount of $780.00, for the supply of 240 c.y. of concrete sand at $3.25 per c.y. be paid, being the lower quotation received.

5. That the execution of the Agreement with Mr. Vincent Pelow granting the City of Kingston an easement through his land at 833-835-837 Montreal St., at the appraised value of $150.00 plus 10% for a total sum of $165.00, for the purpose of constructing a sanitary outlet sewer for the Montreal St sanitary sewer, be ratified.

6. That by-laws be initiated to authorize the construction of the following local improvement projects under the provisions of Section 7 (by petition) of The Local Improvement Act -

(a) Sanitary sewer and services in Joyce St from Sheppard St., easterly 684 ft including non-abutting equally benefited frontage

Total estimated cost	$26,920.02
Owners' (private) share	12,738.08
Subdivider's contribution	14,181.94
Debenture amount	12,738.08

(b) Storm sewer (15" and 21") and services in Joyce St from Sheppard St easterly 684 ft including non-abutting equally benefited frontage

Total estimated cost	$32,845.08
Owners' (private) share	4,482.59
Subdivider's contribution	28,362.49
Debenture amount	4,482.59

(c) Watermain (12" with cost of 8" assessed to owners) and services in Joyce St from Sheppard St easterly 650.61 ft including non-abutting equally benefited frontage

Total estimated cost	$34,455.70
Owners' (private) share	9,844.11
Subdivider's contribution	24,611.59
Debenture amount	9,844.11

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(d) Pavement with curb and gutter in Joyce St from Sheppard St easterly 700 ft

Total estimated cost	$32,250.44
Owners' (private) share	5,389.44
Subdivider's contribution	26,861.00
Debenture amount	5,389.44

funds having been provided in the 1976 Public Works Capital Budget.

7. That the Purchasing Agent be authorized to purchase a replacement Hercules cylinder head for the rear motor of Snow Blower #266 from the Hercules Co in the U.S.A., at estimated cost of $575.20 plus Ontario Sales Tax, and that the City Treasurer be authorized to pay the account upon certification by the Commissioner of Works that the cylinder head has been received.

8. That the sanitary and storm sewer mains including laterals constructed in Greenridge Subdivision, Phase II, be accepted for future maintenance by the City of Kingston subject the following conditions -

(a) provision of a guaranteed maintenance bond covering a period of two years commencing May 17, 1976.

(b) payment of all outstanding accounts.

(c) payment to the City of Kingston of a $200.00 deposit to cover work to be carried out on Board of Education property including grading, filling, topsoiling and seeding to conform with future grading of lots and satisfy Board of Education requirements.

Respectfully submitted,

Chairman

Parks and Recreation Report No.83

August 12, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Keith Hay Electric Ltd - $726.41 - repairs carried out to two 3-HP Armstrong pumps of City Hall air conditioning system, being the lowest quotation received.

Coca Cola Ltd - $1181.49 - canteen supplies for Lake Ontario Park, Golf Course and Youth Centres.

MacLachlan Lumber (Kingston) Ltd - $663.65 - miscellaneous lumber supplies for parks development, being the lowest quotation received.

Brockville YMCA - $2380.00 - provision of summer training program at Grippen Lake for recreational employees during period June 20 to 24, 1976 - $718.00 will be recovered from the other Municipalities that had employees enrolled in the program.

2. That a Petty Cash Fund, in the amount of $200.00, be established for the Portsmouth Olympic Harbour.

3. That the development and conversion of the Portsmouth Olympic Harbour for post-Olympic use be implemented in stages and that the first stage include the following -

(a) Reduce the King St and Yonge St fences to approximately 2½ ft. by removing the chain link, cutting the posts and adding steel chains in an ornamental effect thus controlling vehicular access but allowing total visual and pedestrian access.

(b) Erect a 4 ft high chain link fence in front of the boating area in order to provide security for the users of this area.

(c) Erect a 4 ft high chain link fence around the rear yard of the city owned dwellings.

(d) Reduce the height of the fence around Peters' and Amey's parking lots from 10 ft to 5 ft.

(e) The fence located in the water at the foot of Yonge St be cut back one section from the waters edge.

(f) Immediate steps be taken to obtain the use of the Federal Government land on the east side of the harbour for winter storage of boats and general park use.

............/2

(g) Along King St enlarge one grass area and add three new grass areas by removing asphalt and replacing it with sod. Create a 20 ft boulevard of grass for passive use on a strip of land beginning at the King St boat ramp and ending near the marina gas service area.

(h) Install creative playground equipment at base of slope at King St. Create two enclosed tennis courts at the King St end on existing hard surface areas. Create a toboggan chute on the long slope. Use harbour or flood land area for skating. Remove 25 flag poles from Federal Wharf leaving 25 in addition to the others that are already in place on the site. Special type picnic tables and benches be placed along the wharf.

(i) For a trial period of one year, create a one-way traffic flow and establish parking areas for 175 vehicles.

(j) Allow unsupervised swimming on the lake side of the Federal Wharf. Charges for public boat launching at the Yonge St ramp be waived for the balance of 1976.

(k) Press Lounge area and certain adjoining press centre areas be retained for public use - Conferences, Meetings, Receptions, Etc.

(l) Designate sail measures area and all adjoining support facilities - showers, locker rooms, workshops, etc., as a multi-purpose area, allowing flexibility in programing of the site and to generate revenue throughout the entire park.

Note - A plan will be on display at the Council Meeting incorporating all of the above-described proposals.

Respectfully submitted,

Chairman

REPORT NO. 84

August 13, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board May Present the following:

1. That, as recommended by the Director of Planning and Urban Renewal and the Clerk-Comptroller, and, as concurred in by the Local Architectural Conservation Advisory Committee, By-Law No. 8497, "A By-Law to Designate Certain Properties Within the Municipality to be of Historic or Architectural Value or Interest", be amended to include the relevant pages from the appropriate volume of "Buildings of Architectural and Historic Significance" for each designated building so that all the reasons for the designations will be registered on title.

Respectfully Submitted,

CHAIRMAN.

REPORT NO.85

August 11, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the City Treasurer, the following budget transfers be approved to provide additional funds for car allowances as approved by Council, Report No. 56, Clause 11:

	Increase	Decrease
Legislation - Protective Inspection		
Car Allowance	$ 892.	
Parks - Administration - General		
Car Allowance	146.	
Fire Department		
Car Allowance	694.	
Finance		
Car Allowance	168.	
Contingencies		$1,900.

2. That, as recommended by the City Treasurer, the following budget transfers be approved in order to provide sufficient funds to the various accounts as a result of wage increases and increase in the O.H.I.P. medical plan premium:

Account No.	Name of Account	Increase	Decrease
	Finance		
3001	Salaries	$ 14,000.	
3090 A	Kingston Community Memorial Centre	11,101.	
3090 B	Swimming Pool	220.	
3090 C	Harvey Arena	1,058.	
3091 B	Hockey Hall of Fame - Auditorium	375.	
3053	Contingencies		$285,108.
	Fire Department		
3301	Salaries	$ 33,397.	
3305	Welfare Plan	8,000.	
	Legislation		
3851	Medical Plan	$ 11,800.	
386-01	Salaries	4,142.	
	Social Services		
3701	Salaries	5,836.	
3787-1	Salaries - Oakwood	1,712.	
3788-1	Salaries - Depot School	1,342.	

2. (cont'd)

Account No.	Name of Account	Increase	Decrease
	Rideaucrest		
9901	Employee Benefits	$ 1,439.	
9912	Employee Benefits	3,005.	
9913	Employee Benefits	2,810.	
9966	Employee Benefits	2,362.	
	City Property		
3201	Salaries	10,158.	
3210	Land and Building Maintenance	742.	
	Marina		
3222	Wages	448.	
	Bell Park Fairways		
3251	Wages	3,753.	
	Parks		
4201	Salaries	6,065.	
4205	Medical Plan	3,944.	
421-01	General - Salaries	1,215.	
421-02	- Wages	4,902.	
421-41	- Equipment Maintenance	455.	
421-52	General - Maintenance Buildings	496.	
421-64	Other General Parks - Boulevards	319.	
421-65	Traffic Islands	321.	
421-67	Weed Control - Land	808.	
421-70	Tree Trimming - Wages	1,508.	
421-77	- Dutch Elm	1,242.	
421-87	Development	768.	
423-43	Playgrounds - Maint. Equipment	260.	
423-56	Waterfront - Maint. & improvements	221.	
423-80	Other Cont. from Current Revenue	614.	
428-60	Wally Elmer Youth Centre Wages	1,651.	
429-01	Cook Bros. Youth Centre - Wages	1,651.	
	Public Works		
310-01	Salaries	1,568.	
310-05	e/s Medical Plans	10,223.	
311-01	Engineering Salaries	9,164.	
313-01	City Yard Salaries	1,267.	
313-85	Maintenance Walks	1,816.	
314-02	Maintenance Pavements	8,024.	
314-20	Unpaved Roads	2,015.	
314-34	Winter Control	12,441.	
314-52	Sidewalk Sanding	2,239.	
314-61	Roadway Cleaning	3,359.	
315-04	Sanitary Sewer System	5,915.	
316-02	Sewage Pumping Station - Wages	3,071.	
317-02	W.P.C.P. Wages	2,189.	

2. (cont'd)

Account No.	Name of Account	Increase	Decrease
	Traffic & Streets		
3601	Salaries	$ 1,281.	
362-01	Wages	1,887.	
362-76	By-Law Enforcement - Salaries	648.	
	Industrial Department		
309-01	Salaries	850.	
	Grand Theatre		
4601	Salaries	371.	
	Kingston Planning Board		
4101	Salaries	2,787.	
416-10	O.H.R.P. Programme	540.	
416-20	R.R.A.P. Programme	540.	
	Police		
3904	Welfare Plan	14,000.	
3901	Salaries - Policemen	51,633.	
3901-B	Salaries - Other Staff	3,140.	

3. That a contribution of $10,000.00 be made to the Regiopolis-Notre Dame Building Fund, as a charge to "Finance - Contingencies".

4. That, as recommended by the Parks and Recreation Committee, the lease with the N.I.P. Committee for accommodation at 23 Queen Street be amended to provide that the annual rental of $3,024.00 be reduced by $600.00, as the N.I.P. Committee have agreed to provide their own caretaking service.

(Note: Clause 12, Report No. 67, provided for a lease for 1 year at the rental rate of $3,024. per annum on the understanding that the City would provide heat, light, water and caretaking service.)

5. That, as recommended by the City Treasurer, application be made to the Ministry of Housing for a grant under the Ontario Home Renewal Program (O.H.R.P.) in the amount of $183,009. for the fiscal year 1976/1977 for the purpose of making loans to owners of real proeprty used for residential purposes to assist in the repair, rehabilitation and improvement of dwelling units, pursuant to the Housing Development Act, all as more particularly set out in the Ontario Home Renewal Program Administration Guide.

(Note: As directed by the Minister of Housing, the population figures used for the total allocation is 61,003 @ $3.00 per capita.)

6. That one (1) I.B.M. electric typewriter be purchased for the Clerk-Comptroller's Department, it being noted that the old typewriter was transferred to the Fire Department, and that funds be transferred in the amount of $868.31 from "Salaries" to "New Equipment".

7. That a transfer of funds from "Finance - Salaries" to "New Equipment" to permit the purchase of dictating equipment as follows:

One - Model 95 Portable Dictating Unit	$229.50
One - Model 97T Transcribing Unit complete with headset and footpedal	468.00
	$647.50
Less 10%	64.75
	$582.75

in the amount of $582.75, from Mills Office Suppliers Limited, be approved.

8. That, since notification has been received from the Ministry of Transportation and Communications that in order for the five year capital budget of the Transit Department of the Public Utilities Commission to be considered, it must be received not later than August 31, 1976, the following budget be approved:

PUBLIC UTILITIES COMMISSION OF THE CITY OF KINGSTON

ESTIMATE OF CAPITAL EXPENDITURES

TRANSIT DEPARTMENT

	1977	1978	1979	1980	1981
1. ROLLING STOCK					
(a) New Buses					
Urban Type Transit Coaches (45 pass.)	$183,000. (3 units)	$186,000. (3 units)	$126,000. (2 units)	$128,000. (2 units)	$195,000. (3 units)
Dial-A-Bus Units	$104,000. (4 units)		$120,000. (4 units)		
(b) Fares Boxes	$ 3,850. (7 units)	$ 1,650. (3 units)	$ 1,100. (2 units)	$ 1,100. (2 units)	
(c) General (Radio Equipment, etc.	$ 7,800. (7 units)	$ 4,600. (4 units)	$ 4,600. (4 units)	$ 4,700. (4 units)	$ 4,700. (4 units)

8. (cont'd)

	1977	1978	1979	1980	1981
2. ROUTE FACILITIES					
(a) Bus Stop Shelters	$ 3,400. (2 units)	$ 3,500. (2 units)	$ 3,600. (2 units)	$ 3,700. (2 units)	$ 3,700. (2 units)
(b) Bus Stop Pads	$ 1,500.	$ 2,500.	$ 2,500.	$ 2,500.	$ 2,500.
(c) Bus Stop Signs		$ 3,000.			
3. GARAGE FACILITIES					
(a) Air Compressor	$ 2,800.				
(b) Hoist, Tools, etc.	$ 1,000.	$ 6,000.	$ 1,000.	$ 1,000.	$ 1,000.
4. TOTAL	$307,350.	$207,250.	$258,800.	$141,000.	$206,900.

NOTES: 1. Funds for the purchase of rolling stock, fare boxes and route facilities in 1977 to be provided from the City's general municipal rates in 1977, with the assistance of the Ministry of Transportation & Communications' subsidy of 75%.

2. Funds for radios and garage facilities to be provided from the City's general municipal rates in 1977.

9. That the accounts of Ted Bieler, in the amounts of $2,000.00 for the base of the sculpture "Tetra" and $3,000.00 for lights for the sculpture, which was a gift of the Federal Government for Tercentenary, be authorized for payment; and that an amount of $1,000.00 be transferred from "Capital Expenditures - Glenarden Block "B" to "Capital Expenditures - Base for Sculpture".

(Note: Provision was made in the budget for $4,000.00 for this account.)

10. That the Little Cataraqui Region Conservation Authority be requested to include $1,500,000.00 in its preliminary budget for 1977 funds for the acquisition of the Little Cataraqui Creek valley lands based on proposals done by the City of Kingston.

11. That the account of I.B.M. for a run off of the 1976 assessment rolls for the City of Kingston in the amount of $517.53 be approved for payment.

12. That the firm of Dinsdale, Clark, Barristers and Solicitors, be appointed as the City's legal counsel at an Arbitration Hearing on the grievance regarding penalties assessed against certain fire fighters who did not come in from off-duty time to write the bi-annual examination.

13. That, as recommended by the Public Works Committee, since the commencement date of Contract No. 76-1W with J. Sousa Contractor Ltd. has been postponed for two weeks to permit the contractor to complete work he has in progress, the completion date of the contract be extended by two weeks from August 30, 1976, provided he is willing to undertake the replacement of damaged sidewalks on Contract No. 75-1W prior to commencement of Contract No. 76-1W.

14. That the City enter into a lease agreement With Highland Motel (Kingston) Limited to permit them to leave a sign on property formerly owned by Marathon Realty Limited at Barrack and Ontario Streets, on a yearly basis at a rental rate of $50.00 per annum, with provision being made for termination of the lease upon 60 days notice if the land is required for municipal purposes.

15. That, as recommended by the Public Works Committee, an agreement be entered into with Mr. Alex Sepp, 1327 Montreal Street, to improve the drainage problems on his Montreal Street property under the following conditions:

    1. the City to grant Mr. Sepp a registerable right-of-way, conveyed at the City's cost, along the southerly side of the closed portion of the former Brent Street from Montreal Street to and including the proposed culvert and having an even width of 20 feet throughout in order to permit Mr. Sepp access to his property - improvement and maintenance of access to be Mr. Sepp's responsibility;

    2. the City to use, without prejudice, available fill when convenient to build a berm on the west side of the Marker Acres branch watercourse where it is defined but not into the area shown as swamp;

    3. the City to construct a culvert over the watercourse so as to permit truck access to Mr. Sepp's property and to permit the dumping of clean fill on it;

    4. Mr. Sepp to immediately withdraw his appeal presently pending before the Cabinet;

    5. Mr. Sepp to accept Conditions 1, 2 and 3 in full satisfaction of all and any civil remedies available to him as a result of the City collecting and depositing surface waters onto his property from the Marker Acres Subdivision;

and further, that all costs incurred by the City be charged against the $2,500.00 provided by Mr. Marker to improve the outlet from Montreal Street to the point where the watercourse enters a swamp, it being understood that no additional funds will be expended until approval has been received from the Finance and Accounts Committee.

16. That, as recommended by R.P.A. Consultants Limited, the account of Kingston Lath & Plaster Limited, in the amount of $2,914.00, for acoustic tile ceiling and acoustic panels in the restaurant and lounge area at the Onshore Olympic Sailing site, be authorized for payment.

17. That, as recommended by R.P.A. Consultants Limited, the account of Comstock International Limited in the amount of $2,565.00 for the supply and installation of a three compartment bar sink in the Lounge at the Onshore Olympic Sailing site, be authorized for payment.

18. That the account of the Architects Consortium, submitted on behalf of J.L. Richards & Associates Ltd., for work done at the Onshore Olympic Sailing Facility site for the period September 14, 1975, to December 13, 1975, in the amount of $7,153.88, be authorized for payment.

19. That, as recommended by the Transportation Committee, the sidewalk on the east side of Lower University Avenue be relocated approximately 5½ feet east of its present location and the pavement widened uniformly, and further, that the grade of the sidewalk in the vicinity of the P.U.C. power manhole be raised to meet the grade of the manhole, and that funds in the amount of $9,000.00 be provided from "Finance - Contingencies" for the widening of Lower University Avenue from King Street to Stuart Street.

20. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects for Kingston Public Library, approval be given for partial release of a holdback to Gerald Best Limited, in the amount of $2,227.25, for work in connection with the retaining wall contract, it being noted that $49.00 is being withheld until it has been determined that the account of Tri-M Plumbing for repairs to a sanitary sewer which was broken by a backhoe owned by Mr. Best, has been paid;

and further, that approval be given for payment of the following extras out of the Contingency allowance of $500.00 in the contract:

May 4, 1976 -	9 loads rock hauled to dump unsuitable for backfilling 4 hours @ $18.00	$ 72.00
	6 yards of stone connecting 4" perf. through wall	30.00
	2 tees @ $6.00	12.00
	2 hours of labour	12.00
May 29, 1976 -	16 yards of sand @ $2.50 backfilling for area between Retaining wall and building excavated material unsuitable	40.00
May 31, 1976 -	32 yards sand @ $2.50	80.00
	Loader 3 hours, backfilling for ramp of building	48.00
		$294.00

21. That, as recommended by Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, the account of Tri-M Plumbing and Heating Limited in the amount of $459.08 for the lowering of two manholes to suit the level for the ramp to the parking lot at the Library, be approved for payment, with an amount of $206.00 to be charged to the contingency allowance in the contract with Gerald Best Limited and the amount of $253.08 to be charged to "Finance - Contingencies".

22. That the following action of the Finance and Accounts Committee, under delegated powers, be approved and confirmed:

> That an amount of $1,100.00 be provided from "Finance - Civic Receptions" for a welcoming reception for the Honourable Darcy McKeough, Treasurer of Ontario and Minister of Treasury, Economics and Intergovernmental Affairs, together with Provincial Ministers of Municipal Affairs throughout all the Provinces of Canada and their wives, to be held on August 15, 1976, at 8:00 P.M. in Memorial Hall.

23. (A) That approval be granted in principle for the comprehensive development of the Old Fire Hall, the Confederation Parking Lot and Allinson properties as restaurant and hotel facilities within the policies and requirements of the official plan and zoning by-law subject to the condition that no part of the hotel building shall be higher than the top of the tower of the Old Fire Hall.

(Ald. Webb opposed)

(B) That approval be granted, in principle, for the lease of the Old Ontario Street Fire Hall property to Mr. L. Dover for a period of 20 years for use as a restaurant facility with the terms of the lease to be subject to negotiation, it being understood that the external character of the building will be retained.

(C) That approval be granted, in principle, for the lease of the Confederation Parking Lot by Mr. Ronald Morrison, or his nominee, for a period of 50 years for construction of a hotel/motel facility in connection with the Allinson Property, with the terms of the lease to be subject to negotiation.

(Ald. Webb opposed)

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 10 be given their first and second readings.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1, 2, 8, 9 and 10 their third reading.

(c) That By-Laws 1, 2, and 8 to 11 be given their third reading.

(1) A By-Law to Amend By-Law No. 8497, "A By-Law to Designate Certain Properties Within the Municipality to be of Historic or Architectural Value or Interest"(Expand Reasons for Designation)

(THREE READINGS) (PROPOSED NO. 8892)
Clause 1, Report No. 84, 1976

(2) A By-Law to Authorize the Execution of an Agreement With Active Finance and Investments Limited (Committee of Adjustment Application No. 945-76 - Change of Non-Conforming Use - 96 Mack Street)

(THREE READINGS) (PROPOSED NO. 8893)
Committee of Adjustment

(Note: Agreement provides that the use of part of 96 Mack Street for a light industrial operation (rehabilitation foundation) be discontinued and use for a heating and air conditioning operation be permitted.)

(3) A By-Law to Authorize the Execution of an Amending Agreement With The Ontario Municipal Employees Retirement Board (Provision of Supplementary Benefits Under OMERS - Type 2 Supplementary Benefit - Police Clerical)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8894)
Section 22:04 of Agreement Dated July 15, 1976

(4) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8895)
Clause 6(a), Report No. 82, 1976

(5) A By-Law to Authorize the Construction of a Storm Sewer and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8896)
Clause 6(b), Report No. 82, 1976

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Construction of a Watermain and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8897)
Clause 6(c), Report No. 82, 1976

(7) A By-Law to Authorize the Construction of a Pavement With Curb and Gutter in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8898)
Clause 6(d), Report No. 82, 1976

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 2, 7 and 12, Report No. 80)

(THREE READINGS) (PROPOSED NO. 8899)
Clauses 2,7 & 12, Report No. 80, 1976

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 2, 8 and 10, Report No. 80)

(THREE READINGS) (PROPOSED NO. 8900)
Clauses 2,8 & 10, Report No. 80, 1976

(10) A By-Law to Confirm the Proceedings of Council at Its Meeting Held August 16, 1976

(THREE READINGS) (PROPOSED NO. 8901)
City Council Meeting No. 18

(11) A By-Law to Exempt Lots 1, 5 to 53 Inclusive, 58, 59, 75, 95, 96, 109, 115, 123 and 141, Registered Plan 1656 (Wycliffe Estate Subdivision) From the Provisions of Section 29 (4) of The Planning Act (Part Lot Control)

(THIRD READING) (PROPOSED NO. 8787)
Clause 10, Report No. 32, 1976

MOTIONS

SEP 21 1976 Local Govt.

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, August 16, 1976, at 8:00 P.M. His Worship, Ald. Gerretsen, Acting Mayor, presided.

ROLL CALL

Ald. Gerretsen (Acting Mayor), Ald. Allmark, Ald. Breen, Ald. French, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (14)

TABLING OF DOCUMENTS

(22) *Canadian Journal of Public Health, Special Supplement, Western Encephalomyelitis,* published by the Province of Manitoba Department of Health & Social Development.

MINUTES

Moved by Ald. Allmark,
Seconded by Ald. Breen,

That the Minutes of City Council Meetings No. 13, 14, 15 and 16, held May 25, June 14, 28 and July 12, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 504 to 512 for presentation to Council.

To Be Filed

(459) From the Ministry of Transportation and Communications notifying of the approval of a subsidy allocation for 1976 in the amount of $25,000.00, for traffic signal installation and/or modernization.

(460) From the Minister of Education acknowledging receipt of the City's letter endorsing the resolution of the Township of Hope on the subject of Assessment Equalization Factors, stating that the Province has decided to continue to concentrate on the completion of the total program rather than to divert resources to the task of updating assessment equalization factors.

(461) Copy of *Background* dated July 5, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all the members of Council.)

(462) From Tilley, Carson & Findlay, Solicitors, enclosing a copy of the Reply of The Cadillac Fairview Corporation Limited to the Petition launched by the City of Kingston, Campeau Corporation and T. Eaton Co. et al regarding the Kingston Regional Shopping Centre.

(463) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the Rotary Club in Parry Sound on Tuesday, July 6, 1976.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(464) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the Canadian Construction Association in Jasper Park Lodge, Alberta, on Monday, July 12, 1976.

(465) From the Association of Women Electors of Kingston Area enclosing a copy of the brief submitted by their organization to the Ministry of the Attorney General in support of the City's petition for reconsideration of the O.M.B. decision concerning a regional shopping centre.

(466) From A.D. Beame, Mayor of the City of New York, thanking Council for the good wishes conveyed by Captain Caird of the Saint Lawrence II as well as for the Kingston city flag presented to him during the recent Bi-Centennial celebrations in the United States.

(467) From Keith Norton, M.P.P., Kingston and the Islands, thanking Council for a copy of correspondence to the Corporation of the City of Windsor with respect to resolutions and precautions for an encephalitis outbreak.

(468) From the Ministry of the Environment notifying that the expiry date of Provisional Certificate of Approval No. 380150 (Sludge Disposal - Pittsburgh Township) has been extended to December 31, 1979, due to a re-evaluation of their program of re-issuing the Certificates and the administrative work associated with it.

(469) From The Canadian Council of Christians and Jews thanking Council for its contribution towards their student exchange program.

(470) From the Ministry of Transportation and Communications notifying of the approval of a second advance payment of subsidy in the amount of $277,800.00, being a further 30% of the City's initial subsidy allocation.

(471) Copy of *"Great Lakes FOCUS On Water Quality"* for the summer, 1976, published by the International Joint Commission - Windsor, Ontario, inviting members of the news media to their annual meeting,which was held July 19 - 22, 1976.

(472) Copy of a letter to Mrs. Ella Sutherland from John B. Sampson concerning the City's proposed purchase of Belcourt property in the vicinity of the Little Cataraqui Creek, stating that in his opinion, and what he believes to be a very large segment of the local taxpayers, the City of Kingston cannot afford to pay $500,000. for this property, and commenting that a vote of "8:7" in Council is not a large enough majority to authorize such an expenditure.

(473) From the Ministry of Treasury, Economics and Intergovernmental Affairs enclosing the first draft copy of their proposed publication on the Use of Consultants in Local Government in Ontario, inviting any comments or suggestions concerning material to be included in the publication.

(474) From St. Mary's of the Lake Hospital thanking Council for the short musical program performed by the Canadian Brass for their patients on July 21, 1976.

(475) Copy of *Ontario Finances* dated June 30, 1976, published by the Ministry of Treasury, Economics and Intergovernmental Affairs.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(476) From CORTS (Canada-Ontario-Rideau-Trent-Severn) Advisory Committee notifying that a public meeting will be held on Wednesday, August 11, 1976, from 2:00 p.m. to 4:00 p.m. in Jones Falls in the Hotel Kenney, Convention Hall, being a continuation of meetings to be held this year along the waterway from Ottawa to Port Severn, inviting representatives to attend and present briefs or make verbal comments.

(477) From the Ministry of Argiculture and Food enclosing a copy of a report prepared by the Ministry entitled *"A Strategy for Ontario Farmland"* outlining the government's commitment to preserve agricultural land, and a copy of *"Agricultural Code of Practice"*.

(478) From Tilley, Carson & Findlay, Barristers and Solicitors, enclosing a copy of the Reply to the Lieutenant Governor-in-Council by Caven Development, regarding the Regional Shopping Centre and the Ontario Municipal Board's decision concerning same.

(479) Copy of the 1975 Annual Report of the International Joint Commission (Canada-United States).

(480) Copy of a letter to the Ministry of Housing from Pryal & Headrick, Barristers and Solicitors, withdrawing the draft plan of subdivision submitted by Gerald Splinter Limited for property located on Princess Street West off Portsmouth Avenue, due to the inability of reaching agreement with the City regarding the problem of incorporating access in the plan to the back houses of lots on the west side of Portsmouth Avenue, adjacent to the subject property, stating that alternative plans for the development will be reconsidered.

(481) From Karl R. Burns, Mayor of the City of Watertown, New York, thanking Council for coming to Watertown on "Kingston Day", as well as for the copy of *"Between Friends"*.

(482) Copy of the Minutes of a Meeting of the Executive of the Cataraqui Region Conservation Authority held July 14, 1976.

(483) From Mrs. D.A. Spence congratulating Council for a most successful Olympic Yachting Event, as well as the many events connected with it, and stating that "this has been a once in a lifetime venture", and suggesting that the Festival of Nations become an annual event, possibly to be held in the future at the Olympic Site.

(484) From the Commander, Fifth Canadian Destroyer Squadron, thanking Council and the City of Kingston for the hospitality shown to the officers and men of the Squadron.

(485) From the Corporation of the City of Niagara Falls endorsing Council's resolution requesting legislation to permit municipalities to charge fees for zoning by-law amendment and official plan amendment applications.

(486) From the Cataraqui Region Conservation Authority notifying that the next general meeting of the Authority will be held Wednesday, August 25, 1976, in the Leeds and Grenville County Council chambers, Court House, Court House Square, Brockville, at 8:00 p.m.

(487) Copy of a letter to the Ministry of the Environment from John B. Sampson suggesting that before proceeding with the issues involved in the Little Cataraqui Creek area, an aerial survey is indicated, and requesting the Ministry to assume to costs of such a survey.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(488) From Phillip Moore, on behalf of Her Majesty Queen Elizabeth and His Royal Highness, thanking Council for the gift given on the occasion of their visit to Kingston, commenting that the large crowds which were on hand to welcome them will be remembered with great pleasure.

(489) From the Ontario Municipal Employees Retirement Board notifying that effective January 1, 1978, the basic OMERS pension benefit will be changed from the present career average earnings pension benefit to a 2% final average earnings pension benefit, based on an employee's highest 60 consecutive months of earnings, which will require additional member contributions of 1½% of earnings.

(490) Copy of *Travel News from Ontario East* published by the Eastern Ontario Travel Association reporting, among other things, on travel inquiries for 1976.

(491) Copy of *Comment* published by the Bureau of Municipal Research, dated July, 1976, commenting on *Is Policing the Public's Busine$$?*

(Copies have been distributed to all members of Council.)

(492) Copies of *Background* Dated July 12, 23 and 30, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(493) Copy of the A.M.O. Legislative Bulletin dated July, 1976.

(Copies have been distributed to all members of Council.)

(494) From the family of the Late W. Ross Macdonald thanking the members of Council for their expression of sympathy.

(495) From the Honourable Eugene Whelan, Minister of Agriculture, thanking Council for a copy of Volume Two of Buildings of Historical Significance and commenting on the enjoyable visit he and his family had in Kingston during the Olympics.

To Be Referred to the Community Services Committee

(496) From the Kingston, Frontenac and Lennox and Addington Health Unit enclosing a copy of the report of a Task Force to provide Guidelines for Local Health Units concerning Rest Homes, Lodging Houses, Group Homes and like facilities.

(497) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS the present composition of Board of Police Commissioners is comprised of three members,*
>
> *AND WHEREAS absenteeism through illness, or for other reasons impedes the proper functioning of a Board of Police Commissioners.*
>
> *NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to increase the members of the Board of Police Commissioners to five."*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(498) From the Corporation of the City of Stratford requesting that Council endorse their following resolution:

> *"WHEREAS A Board of Police Commissioners is composed of the Head of the Council and two members designated by the Lieutenant Governor in Council,*
>
> *AND WHEREAS a resolution has been forwarded from the City of Stratford to the Association of Municipalities of Ontario requesting the Association to petition the Provincial Government to increase the composition of the Board of Police Commissioners to five,*
>
> *NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to change the composition of the Board of Police Commissioners to two elected representatives appointed by the Council of the Municipality and three members to be appointed by the Lieutenant Governor in Council."*

Which Has Been Referred to the Community Services Committee

(499) From the Corporation of the City of London requesting that Council endorse their following resolution:

> *"6. That on the recommendation of the Legal Division, the Provincial Legislature be petitioned to effect the following amendments to "The Dog Licensing and Live Stock and Poultry Protection Act" and "The Municipal Act" in an effort to provide a solution to the dogs running at large "problem":*
>
> *(a) That Section 7(1) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting the words "or trespassing" in the second line after the words "at large" so that the section would read as follows:*
>
> *"By-Laws may be passed by the council of a local municipality for prohibiting or regulating the running at large or trespassing of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law.";*
>
> *it being noted that the effect of this amendment is to make it an offence for thepet owner who has his animal on a leash (and therefore not running at large) to permit the animal to walk on other peoples' property;*

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Community Services Committee (cont'd)

(499) (cont'd)

That Section 7(3) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting in the first line after the words "at large" the words "or trespass" and by deleting in the last line the figure "$50.00" and substituting therefor "$1,000.00" so that the said sub-section as amended shall read "Every owner of a dog who allows it to run at large or trespass contrary to a by-law made under this section is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00";

(c) That the following be added as paragraph 1a of sub-section 1 of Section 354 of The Municipal Act, namely:

"For requiring the removal of dog faeces by the owner of the dog from property within the municipality, or defined areas thereof, other than the premises of the owner.

(a) In this paragraph,

i) "dog" means a male or female dog
ii) "owner" includes a person who possesses or harbours a dog."

To Be Referred to the Community Services Committee and the Community Centre Board

(500) From the Corporation of the Town of Exeter requesting that Council endorse their following resolution:

"Whereas: the Ministry of Labour is actively engaged in a program of closing those arenas in Ontario which it deems to be structurally unsafe, and,

Whereas: the Ministry of Labour is using the loading requirements of the National Building Code (1975) as its' standard for determining the load carrying capacity of arena roofs, and,

Whereas: it would appear the Ministry of Labour is creating a contradictory element in asking for engineering studies to be carried out on the basis of the 1975 National Building Code, for arenas which were built with Ministry of Labour approval under the terms of the 1971 National Building Code,

Therefore, be it resolved that:

The Ministry of Labour be asked to use the standards of the National Building Code that were in effect at the time of the construction or renovation of an arena, when determining the structural capabilities of the building, provided that the building was originally constructed or renovated with the approval of the Ministry of Labour."

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Transportation Committee

(501) Copy of a letter to Mr. Ralph E. Goodale, Parliamentary Secretary to Minister of Transport, from the Township of Kingston requesting that a joint meeting be held between Mr. Goodale, a Committee of the City of Kingston and a Committee of the Kingston Township Council in order to expedite the matter of a north-south arterial road adjacent to Norman Rogers Airport, which has been discussed for some time.

To Be Referred to the Public Works Committee

(502) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"That the Honourable Darcy McKeough, Provincial Treasurer and Minister of Economics and Intergovernmental Affairs, BE URGED to introduce an amendment to Section 293 of The Municipal Act which would permit municipal Councils to incur a debt, the payment of which is not provided for in the current estimates or the term of the current council, to undertake the construction of pavements, bridges, and other road improvements without the necessity of applying to the Ontario Municipal Board for dispensation of the vote of the electors."*

To Be Referred to the Parks and Recreation Committee

(503) Copy of a news release by Environment Canada concerning Great Lakes Shore Damage and enclosing a copy of *Canada - Ontario Great Lakes Shore Damage Survey, Technical Report.*

To Be Filed

(504) From the Family of the late Roland Smith, former Chief of Police, thanking Council for its expression of sympathy.

(505) From Mrs. Celia Czaplinska, Chateauguay, Quebec, enclosing a copy of the ward map of Kingston and student boarding houses as of September, 1905.

To Be Referred to the Housing Sub-Committee and the City of Kingston Planning Board

(506) From the Ministry of Housing notifying that application for 1977 funds under the Municipal Land Development Program (acquisition and/or development of land for housing) must be received no later than September 15, 1976, including an estimate of the level of funding that may be required.

(Note: In 1976 ten municipalities throughout the Province were allocated more than $18,000,000. of Federal loan funding under this program.)

To Be Referred to the City of Kingston Planning Board

(507) From the Corporation of the City of Hamilton notifying of the intent of municipalities like Hamilton which have Federal Port facilities under the jurisdiction of Harbour Commissions, to hold joint meetings of elected representatives of these municipalities to discuss matters relevant to the planning and development of their Harbours, stating that if Kingston wishes to have a representative attend these meetings notices will be forwarded when they are scheduled.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board (cont'd)

(508) From H.M. Love, Vice-Principal (Services), Queen's University, referring to the proposed zone change for the senior citizen housing project to be located on the block bounded by Rideau, Ordnance, Bagot and Barrack Streets, suggesting that while the University has no current plans for the development of their property located at the corner of Barrack and Rideau Streets, the City might consider rezoning their property to a somewhat higher density, similar to that for the senior citizen project, in order to eliminate complications that could arise in the future if the University found it necessary to make any alterations or to dispose of the property.

To Be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(509) Copy of a letter to the Editor of the Whig-Standard from Mr. David Lampert, 950 Front Road, expressing concern that the land owned by John L. Smith may be completely filled before the City's appeal is heard, inquiring as to why the injunction applied for by the City was refused, and requesting the Whig-Standard to continue to keep the residents of the City well informed as to the progress being made.

To Be Referred to the Public Works Committee

(510) From the Ministry of the Environment notifying that they have developed estimates of present and future waste generation in the Quinte-Thousand Islands Waste Management System, and that a preliminary report is being prepared and will be forwarded as soon as the system options are deemed practical and the cost estimates have been proven accurate.

To Be Referred to the Negotiating Committee

(511) From the Ontario Labour Relations Board enclosing a copy of the Board's decision with regard to the nurses at Rideaucrest Home for the Aged, stating:

> "The Board further finds that all registered and graduate nurses employed in a nursing capacity at the Rideaucrest Home For the Aged at Kingston save and except Director of Nursing and persons above that rank, constitute a unit of employees of the respondent appropriate for collective bargaining."

To Be Referred to the City of Kingston Planning Board

(512) From B.M. Construction (Kingston) Limited submitting a zone change application for property located at 105 Colborne Street, from A Residential (one and two family) to B Residential (multiple family) to permit an eight-unit residence.

PETITIONS

REPORTS

Ald. Allmark presented Report No. 80 of the Transportation Committee as follows:

Moved by Ald. Allmark, Seconded by Ald. French, that Report No. 80 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 80

To The Mayor and Aldermen August 4th, 1976

The Transportation Committee reports and recommends as follows:

1. That the City of Kingston enter into a renewable agreement with the owners of 247 Montreal Street, for an encroachment of a 2½ ft. high fence onto City property, within one foot of the sidewalk, with the owners to be responsible for any damage by snowplowing, etc.

   NOTE: The fence, valued at approximately $100.00 was erected prior to obtaining the necessary exemption from the three foot set-back requirement.

   CARRIED

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic) and 495 (Meters), to provide that parking be prohibited on the south side of Court Street, Monday to Friday from 12:00 midnight to 5:00 p.m. the following day, and that the perpendicular parking be converted to parallel parking for the permissible times.

   NOTE: At the present time, two hour time limit parking is permitted.

   (See By-Laws 8 & 9: No. 8899 and 8900)

   CARRIED

3. That the account of L.F.E. Canada Limited, in the amount of $565.64, for traffic control equipment, be approved for payment.

   CARRIED

4. That the account of Canadian General Electric Limited, in the amount of $1,219.39, for traffic control equipment, be approved for payment.

   CARRIED

5. That, notwithstanding the provisions of By-Law No. 10, the Kingston Grenadier-Yardmen be granted permission to hang a banner across Princess Street at Bagot Street from July 30th until August 21st, 1976, to advertise the Parade of Drums, August 21st, 1976.

   CARRIED

REPORTS (cont'd)

Report No. 80 - Transportation Committee (cont'd)

6. That, notwithstanding the provisions of By-Law No. 10, Frontenac Mall be granted permission to hold an old fashioned circus parade on September 7th, 1976.

NOTE: The parade will form at the Memorial Centre at 12:00 noon, proceed down Alfred Street to Princess Street, out Princess Street to Bath Road and on to Frontenac Mall, the site of 'Circus Vargas' a large tent circus.

CARRIED 8:6
(See Recorded Vote)

Ald. Webb requested a Recorded Vote on Clause 6, Report No. 80, which was as follows:

YEAS: Ald. Gerretsen, Acting Mayor, Ald. Allmark, Ald. French, Ald. Hawkins, Ald. Keyes, Ald. Matthews, Ald. Timmins, Ald. Travers (8)

NAYS: Ald. Breen, Ald. Keenleyside, Ald. Mackenzie, Ald. McArthur, Ald. Miller, Ald. Webb (6)

7. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that 15 minute parking be established on the north side of Johnson Street from 50 feet west of Frontenac Street, westerly 35 feet; and on the west side of Frontenac Street, from 30 feet north of Johnson Street, northerly 50 feet.

NOTE: At the present time, parking is permitted at all times.

(See By-Law 8: No. 8899) *CARRIED*

8. That a by-law be presented to Council to amend By-Law No. 495 (Meters), to provide that the present hourly parking rates on the Byron Parking Lot be increased from 10¢ per hour to 20¢ per hour, and, further,

that the present monthly parking rates on the Byron Parking Lot be increased from $15.00 per month to $20.00 per month, effective October 1st, 1976 (3rd quarter, 1976).

CARRIED

9. That the account of Canadian National Railways, in the amount of $525.12, for the Reconstruction of Bath Road (Highway #33), Mileage 1.85 Cataraqui Spur, be approved for payment.

CARRIED

10. That a by-law be presented to Council to amend By-Law No. 495 (Meters), to provide that 30 minute parking be established on Queen Street, on the east side of the island at the intersection of Division Street.

NOTE: At the present time, 12 minute parking is permitted.

(See By-Law 12: No. 8902) *CARRIED*

REPORTS (cont'd)

Report No. 80 - Transportation Committee (cont'd)

11. That, notwithstanding the provisions of By-Law No. 10, the sidewalk located on the south side of Johnson Street, from Bagot Street easterly approximately 300 feet, be barricaded to facilitate the construction of the new library complex.

NOTE: In order to comply with the available budget, a number of reductions in the original tender were approved. Item 29 was omitted, which was a covered walkway along Johnson Street to be replaced with an 8 ft. plywood hoarding, at a saving of $3,000. The planned location along the inside edge of the sidewalk would violate the Construction Safety Act.

CARRIED

12. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that parking be prohibited on the north side of Colborne Street, from Chatham Street westerly to the end of Colborne Street.

NOTE: At the present time, parking is permitted.

(See By-Law 8: No. 8899) *CARRIED*

13. That, notwithstanding the provisions of By-Law No. 10, the Kingston Symphony Association be granted permission to hang a banner across Princess Street in front of the Grand Theatre during September, 1976, to help promote the opening of a new symphony season.

CARRIED

Respectfully submitted,

(signed) *J.P. Gerretsen (Chairman)*
G. Allmark
T.D. French
J. Hawkins
D.J. Travers

* * *

Ald. Webb presented Report No. 81 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 81 of the Community Services Committee be received and adopted clause by clause.

REPORTS (cont'd)

July 15th 1976.

REPORT NO. 81

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following actions of the Community Services Committee, under delegated powers, be approved and confirmed:

   a) "That the account of Dalex Industries Limited in the amount of $565.93 for the purchase of miscellaneous supplies for Rideaucrest Home be approved for payment.

   b) That the per diem rate for foster home care be increased from $8.00 to $9.00, effective August 1st 1976.

   c) That the account of Millard & Lumb in the amount of $3,560.67 for repairs to the boiler at Rideaucrest Home be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

   d) That the firm of Millard & Lumb be employed to repair the lower section of Boiler No. 2 at the Home on the following basis:

      i) An amount of up to $1,000 on a time and material basis is hereby authorized.

      ii) If more funds should be required, Committee approval will be obtained before further work is undertaken.

   e) That the account of King Seagrave Limited for the purchase of the new 50 ft. "Tele-Squrt" in the amount of $73,777.80 be approved for payment it being noted that a down payment of $31,540.20 had previously been made.

   f) That the account of Safety Supply Company in the amount of $556.51 for the purchase of a Scott Regulator and a 1269 resuscitator attachment be approved for payment.".

CARRIED

2. That, as recommended by the Gasoline Advisory Committee, schedules "A" and "B" of By-Law No. 1998 (A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours) be amended as follows:

   DELETE FROM SCHEDULES "A" AND "B"

   from Series "E" - Beckwith B.P.,
   920 Princess St.

   ADD TO SCHEDULES "A" AND "B"

   To Series "E" - BP Service Station,
   1129 Princess St.

CARRIED

REPORTS (cont'd)

Report No. 81 - Community Services Committee (cont'd)

3. That no action be taken on the following resolution of the Town of Trenton:

"WHEREAS the Council of the Corporation of the Town of Trenton is concerned with the increase in crime and in particular, in acts of vandalism;

AND WHEREAS the Courts appear to be unable or unwilling to provide suitable deterrents to these crimes;

BE IT RESOLVED THAT the Council of the Corporation of the Town of Trenton express to the Federal and Provincial Governments its concern with the increase in crime and its dissatisfaction with the punishment being handed down by the Courts to offenders.".

CARRIED 10:4
(See Recorded Vote)

Ald. Keenleyside requested a Recorded Vote on Clause 3, Report No. 81, which was as follows:

YEAS: Ald. Gerretsen, Ald. Allmark, Ald. French, Ald. Keyes, Ald. Mackenzie, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (10)

NAYS: Ald. Breen, Ald. Hawkins, Ald. Keenleyside, Ald. Matthews (4)

Ald. Matthews declared a Conflict of Interest in Clause 4, Report No. 81, as he is a member of the Board of Directors.

4. That permission be granted to Fergus Manor to hold a tag day on August 28th 1976.

NOTE: The City of Kingston Tag Day By-Law provides for two tag days a month. Only one tag day had previously been approved for the month of August.

CARRIED 13:0
(Ald. Matthews abstained)

August 11/76.

5. That the account of $1,637.00 from Stevens Physicans and Hospitals Supplies be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

CARRIED

6. That in accordance with the limits set by the Ministry of Community and Social Services, the amount of assets to be set aside by persons entering Rideaucrest Home for funeral expenses shall be $1,500 per person or $2,500 per couple.

CARRIED

REPORTS (cont'd)

Report No. 81 - Community Services Committee (cont'd)

7. WHEREAS the agreement with Mastercraft Construction Corporation Ltd. for Glenarden North provides for the installation of a watermain on Counter Street under the Local Improvement Act;

AND WHEREAS the construction of the sidewalk on Counter Street (south side) from Indian Road to Aberfoyle Road and through Blocks D and E from Old Quarry Road to Inverness Crescent must follow the construction of the watermain;

THEREFORE BE IT RESOLVED AS FOLLOWS:

a) That Mastercraft Construction Corporation Ltd. be required to deposit with the City the estimated cost of the sidewalk on Counter Street (south side) from Indian Road to Aberfoyle Road and through Blocks D and E from Old Quarry Road to Inverness Crescent based on the unit prices of the lowest tender accepted by the City for 1977 new sidewalk construction.

b) That, in accordance with Sections 8 (c) (i) and (ii) of the Standard Form of Subdivision Agreement, Mastercraft Construction Corporation Ltd. be required to deposit with the City the following by July 1st 1977:

i) 2% of the estimated cost of installing the sidewalks (estimated cost to be based on unit prices of the lowest tender received and accepted by the City for 1977 sidewalk new construction) as full payment for engineering supervision including, without limiting the generality of the foregoing, examination of plans, contract administration, and general supervision of construction; and

ii) 5% of the estimated cost of installing the sidewalks (estimated cost to be based on unit prices of the lowest tender received and accepted by the City for 1977 sidewalk new construction) to pay for inspection and resident supervision, including, without limiting the generality of the foregoing, inspection, testing, and field survey, on the understanding that on completion the actual direct charges for inspection and resident supervision shall be paid to the City from such deposit and any balance remaining shall be refunded to the Owner by the City. If the actual direct charges exceed the five per cent (5%) deposit then the amount by which the actual direct charges exceed such deposit shall be paid to the City forthwith upon receipt of an invoice from the City.

CARRIED

8. That the following resolution of the City of London be endorsed:

"That on the recommendation of the Legal Division, the Provincial Legislature be petitioned to effect the following amendments to "The Dog Licensing and Live Stock and Poultry Protection Act" and "The Municipal Act" in an effort to provide a solution to the dogs running at large "problem".

REPORTS (cont'd)

Report No. 81 - Community Services Committee (cont'd)

8. (cont'd)

(a) That Section 7(1) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting the words "or trespassing" in the second line after the words "at large" so that the section would read as follows:

> "By-laws may be passed by the council of a local municipality for prohibiting or regulating the running at large or trespassing of dogs in the municipality or in any defined area thereof, for seizing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law, and for selling dogs so impounded at such time and in such manner as is provided by the by-law.";

it being noted that the effect of this amendment is to make it an offence for the pet owner who has his animal on a leash (and therefore not running at large) to permit the animal to walk on other peoples' property;

(b) That Section 7(3) of The Dog Licensing and Live Stock and Poultry Protection Act be amended by inserting in the first line after the words "at large" the words "or trespass" and by deleting in the last line the figure "$50.00" and substituting therefor "$1,000.00" so that the said sub-section as amended shall read:

> "Every owner of a dog who allows it to run at large or trespass contrary to a by-law made under this section is guilty of an offence and on summary conviction is liable to a fine of not more than $1,000.00";

(c) That the following be added as paragraph 1a of sub-section 1 of Section 354 of The Municipal Act, namely:

> "For requiring the removal of dog faeces by the owner of the dog from property within the municipality, or defined areas thereof, other than the premises of the owner.
>
> (a) In this paragraph,
>
> i) "dog" means a male or female dog
> ii) "owner" includes a person who possesses or harbours a dog";

CARRIED

9. WHEREAS Section 6.19 of the Property Standards By-Law provides that "where a provision of this by-law conflicts with the provision of another by-law in force in the City, the provisions that establish higher standards to protect the health, safety and welfare of the general public prevails":

Therefore the Council of the Corporation of the City of Kingston enacts as follows:

1. That By-Law No. 8790, "A By-Law to Regulate and Provide for the Safety of Buildings and Structures", be amended by the addition of a new section 2 (2) (iv) as follows:

REPORTS (cont'd)

Report No. 81 - Community Services Committee (cont'd)

9. (cont'd)

> "Notwithstanding the fact that an application for a building permit can not be revoked prior to six months after it is issued as provided for in Section 6(4) of the Building Code Act, 1974, a person who has been ordered under Section 6.8(b) of the Property Standards By-Law to make repairs or clear the site shall comply with the Order to repair or clear within the time specified in the Order.".

CARRIED

Respectfully submitted,

(signed) *G.L. Webb (Chairman)*
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

Ald. Breen presented Report No. 82 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 82 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No. 82

July 15, 1976

To the Mayor and Aldermen: -

The Public Works Committee recommends as follows -

1. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That the tender of J. Sousa Contractor Ltd. in the amount of $25,250.05, for reconstruction of the following concrete sidewalks, in accordance with plans and specifications prepared by the City Engineering Department, be accepted being the lower tender received, and that the anticipated overrun of by-law amount for reconstructing the sidewalk on Smith St. in amount of $130, be financed from 1976 Public Works Budget Appropriation - Other - Miscellaneous -

n/s Johnson St. from Wellington to Bagot St.
w/s Smith St. from 62.9 ft. north of Princess St. northerly 76.7 ft.
w/s Mowat Ave. from Church St. southerly 57 ft.
e/s Division St. 16 ft. south of Brock St. southerly 162 ft.
n/s King St. from Livingston to Pembroke St.
s/s Lower Union St. from Wellington St. easterly 337 ft.
n/s Colborne St. from Division St. westerly 254 ft.
e/s Lower University Ave. from curb face of King St. northerly 436 ft.

CARRIED

REPORTS (cont'd)

Report No. 82 - Public Works Committee (cont'd)

2. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That the tender of Donald A. Foley Ltd. in the corrected amount of $327,001.25, to construct storm sewers, sanitary sewers, watermains and road realignment of Montreal St. from Hickson to Elliott Ave., in accordance with plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted being the lowest tender received subject to the approval of the Public Utilities Commission and the Ministry of Transportation and Communications.

CARRIED 9:5

3. That the following action of the Public Works Committee pursuant to Section 53 of Bylaw No. 1 (delegated powers of City Council), be ratified, confirmed and approved:

That, in order to keep the expenditure for the repairs to be carried out to the sidewalks, curbs and boulevards in the Mowat Woods subdivision under Contract 76/8W within the funds available, the tender quantities be reduced according to the table below and that the revised tender of Glen Lawrence Construction Co. Ltd., in the amount of $12,576.85 be accepted, being the lower tender received - Glen Lawrence Construction Co. Ltd. having indicated verbally to be willing to accept the reduction in the tender quantities without changes to the unit prices quoted in their tender, and that the expenditure under their contract be charged to the funds provided for the work by the Ontario Housing Corporation.

Item	Description	Tender Quantity	Unit	Revised Quantity	Unit Price	Total
1	Asphalt Capping Walks	14,140	S.F.	11,400	.70	$ 7,980.00
2	Curb Reconstruction	594	L.F.	454	4.90	2,224.60
3	Boulevard Sodding	656	S.Y.	487,5	2.98	1,452.75
4	Granular "A"	25	T.	25	7.00	175.00
5	Trench Restoration	215	S.F.	215	2.30	494.50
6	Contingencies	250	$	250	SUM	250.00
				Revised Tender Price		$12,576.85

CARRIED

4. That the account of Mel Silver Sand and Gravel Ltd., in the amount of $780.00, for the supply of 240 c.y. of concrete sand at $3.25 per c.y. be paid, being the lower quotation received.

CARRIED

5. That the execution of the Agreement with Mr. Vincent Pelow granting the City of Kingston an easement through his land at 833-835-837 Montreal St., at the appraised value of $150.00 plus 10% for a total sum of $165.00, for the purpose of constructing a sanitary outlet sewer for the Montreal St sanitary sewer, be ratified.

CARRIED

6. That by-laws be initiated to authorize the construction of the following local improvement projects under the provisions of Section 7 (by petition) of The Local Improvement Act -

REPORTS (cont'd)

Report No. 82 - Public Works Committee (cont'd)

6. (cont'd)

(a) Sanitary sewer and services in Joyce St from Sheppard St., easterly 684 ft including non-abutting equally benefited frontage

Total estimated cost	$26,920.02
Owners' (private) share	12,738.08
Subdivider's contribution	14,181.94
Debenture amount	12,738.08

(b) Storm sewer (15" and 21") and services in Joyce St fro Sheppard St easterly 684 ft including non-abutting equally benefited frontage

Total estimated cost	$32,845.08
Owners' (private) share	4,482.59
Subdivider's contribution	28,362.49
Debenture amount	4,482.59

(c) Watermain (12" with cost of 8" assessed to owners) and services in Joyce St from Sheppard St easterly 650.61 f including non-abutting equally benefited frontage

Total estimated cost	$34,455.70
Owners' (private) share	9,844.11
Subdivider's contribution	24,611.59
Debenture amount	9,844.11

(d) Pavement with curb and gutter in Joyce St from Sheppard St easterly 700 ft

Total estimated cost	$32,250.44
Owners' (private) share	5,389.44
Subdivider's contribution	26,861.00
Debenture amount	5,389.44

funds having been provided in the 1976 Public Works Capital Budge

CARRIED

7. That the Purchasing Agent be authorized to purchase a replacement Hercules cylinder head for the rear motor of Snow Blower #266 from the Hercules Co in the U.S.A., at estimated cost of $575.20 plus Ontario Sales Tax, and that the City Treasurer be authorized to pay the account upon certification by the Commissioner of Works that the cylinder head has been received.

CARRIED

REPORTS (cont'd)

Report No. 82 - Public Works Committee (cont'd)

8. That the sanitary and storm sewer mains including laterals constructed in Greenridge Subdivision, Phase II, be accepted for future maintenance by the City of Kingston subject the following conditions -

(a) provision of a guaranteed maintenance bond covering a period of two years commencing May 17, 1976.

(b) payment of all outstanding accounts.

(c) payment to the City of Kingston of a $200.00 deposit to cover work to be carried out on Board of Education property including grading, filling, topsoiling and seeding to conform with future grading of lots and satisfy Board of Education requirements.

CARRIED

Respectfully submitted,

(signed) *B.E. Breen (Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Keenleyside presented Report No. 83 of the Parks and Recreation Committee as follows:

Council consented to the amendment of Clause 3 by the insertion of the words "subject to the provision of funds by Council" after the word "that" in line 1.

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 83 of the Parks and Recreation Committee be received and adopted clause by clause.

Parks and Recreation Report No.83

August 12, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

REPORTS (cont'd)

Report No. 83 - Parks and Recreation Committee (cont'd)

1. That the following accounts be paid -

Keith Hay Electric Ltd - $726.41 - repairs carried out to two 3-HP Armstrong pumps of City Hall air conditioning system, being the lowest quotation received.

Coca Cola Ltd - $1181.49 - canteen supplies for Lake Ontario Park, Golf Course and Youth Centres.

MacLachlan Lumber (Kingston) Ltd - $663.65 - miscellaneous lumber supplies for parks development, being the lowest quotation received.

Brockville YMCA - $2380.00 - provision of summer training program at Grippen Lake for recreational employees during period June 20 to 24, 1976 - $718.00 will be recovered from the other Municipalities that had employees enrolled in the program.

CARRIED

2. That a Petty Cash Fund, in the amount of $200.00, be established for the Portsmouth Olympic Harbour.

CARRIED

Clause 3 was divided and considered as follows:

3. That, subject to the provision of funds by Council, the development and conversion of the Portsmouth Olympic Harbour for post-Olympic use be implemented in stages and that the first stage include the following:

(a) Reduce the King St and Yonge St fences to approximately 2½ ft. by removing the chain link, cutting the posts and adding steel chains in an ornamental effect thus controlling vehicular access but allowing total visual and pedestrian access.

CARRIED 11:3

(b) Erect a 4 ft high chain link fence in front of the boating area in order to provide security for the users of this area.

CARRIED 11:3

(c) Erect a 4 ft high chain link fence around the rear yard of the city owned dwellings.

CARRIED 13:1

(d) Reduce the height of the fence around Peters' and Amey's parking lots from 10 ft to 5 ft.

CARRIED 11:3

(e) The fence located in the water at the foot of Yonge St be cut back one section from the waters edge.

(See following Motion)

REPORTS (cont'd)

Report No. 83 - Parks and Recreation Committee (cont'd)

3. (cont'd)

Moved by Ald. Keyes,
Seconded by Ald. Timmins,

That Clause 3(e), Report No. 83, be amended by deleting the words "one section from the waters edge" and inserting therefor the words "to allow pedestrian access to the edge of the wharf".

CARRIED 12:2

Clause 3(e), as amended, was then considered.

3. (e) The fence located in the water at the foot of Yonge Street be cut back to allow pedestrian access to the edge of the wharf.

CARRIED 12:2

(f) Immediate steps be taken to obtain the use of the Federal Government land on the east side of the harbour for winter storage of boats and general park use.

CARRIED

(g) Along King St enlarge one grass area and add three new grass areas by removing asphalt and replacing it with sod. Create a 20 ft boulevard of grass for passive use on a strip of land beginning at the King St boat ramp and ending near the marina gas service area.

CARRIED 11:3

(h) Install creative playground equipment at base of slope at King St. Create two enclosed tennis courts at the King St end on existing hard surface areas. Create a toboggan chute on the long slope. Use harbour or flood land area for skating. Remove 25 flag poles from Federal Wharf leaving 25 in addition to the others that are already in place on the site. Special type picnic tables and benches be placed along the wharf.

(See following Motion)

Moved by Ald. Keyes,
Seconded by Ald. French,

That Clause 3(h), Report No. 83, be amended by adding the following words at the beginning of the sentence "The Committee will give further consideration to the installation of" and by deleting the word "Install".

CARRIED

Clause 3(h), as amended, was then considered.

REPORTS (cont'd)

Report No. 83 - Parks and Recreation Committee (cont'd)

3. (h) The Committee will give further consideration to the installation of creative playground equipment at base of slope at King Street. Create two enclosed tennis courts at the King Street end on existing hard surface areas. Create a toboggan chute on the long slope. Use harbour or flood land area for skating. Remove 25 flag poles from Federal Wharf leaving 25 in addition to the others that are already in place on the site. Special type picnic tables and benches be placed along the wharf.

CARRIED AS AMENDED

(i) For a trial period of one year, create a one-way traffic flow and establish parking areas for 175 vehicles.

CARRIED

(j) Allow unsupervised swimming on the lake side of the Federal Wharf. Charges for public boat launching at the Yonge St ramp be waived for the balance of 1976.

(See following Motion)

Moved by Ald. Keyes,
Seconded by Ald. Hawkins,

That Clause 3 (j), Report No. 83, be amended by deleting the first sentence.

CARRIED

Clause 3(j), as amended, was then considered.

3. (j) Charges for public boat launching at the Yonge Street ramp be waived for the balance of 1976.

CARRIED 11:3
(Ald. Keenleyside opposed)

(k) Press Lounge area and certain adjoining press centre areas be retained for public use - Conferences, Meetings, Receptions, Etc.

CARRIED

(l) Designate sail measures area and all adjoining support facilities - showers, locker rooms, workshops, etc., as a multi-purpose area, allowing flexibility in programing of the site and to generate revenue throughout the entire park.

Note - A plan will be on display at the Council Meeting incorporating all of the above-described proposals.

CARRIED

Respectfully submitted,

(signed) J.L. Keenleyside (Chairman)
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

REPORTS (cont'd)

Council consented to the addition of Report No. 84 of the City of Kingston Planning Board for presentation to Council.

Ald. Keyes presented Report No. 84 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 84 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 84

August 13, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Ald. Timmins declared a Conflict of Interest in Clause 1 as he is a member of the R.C.H.A.

1. That, as recommended by the Director of Planning and Urban Renewal and the Clerk-Comptroller, and, as concurred in by the Local Architectural Conservation Advisory Committee, By-Law No. 8497, "A By-Law to Designate Certain Properties Within the Municipality to be of Historic or Architectural Value or Interest", be amended to include the relevant pages from the appropriate volume of "Buildings of Architectural and Historic Significance" for each designated building so that all the reasons for the designations will be registered on title.

(See By-Law 1: No. 8892) *CARRIED 13:0*
(Ald. Timmins abstained)

Respectfully submitted,

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Keyes presented Report No. 85 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clauses 24 and 25 for presentation to Council.

Moved by Ald. Keyes, Seconded by Ald. Keenleyside, that Report No. 85 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORTS (cont'd)

REPORT NO.85

August 11, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the City Treasurer, the following budget transfers be approved to provide additional funds for car allowances as approved by Council, Report No. 56, Clause 11:

	Increase	Decrease
Legislation - Protective Inspection		
Car Allowance	$ 892.	
Parks - Administration - General		
Car Allowance	146.	
Fire Department		
Car Allowance	694.	
Finance		
Car Allowance	168.	
Contingencies		$1,900.

CARRIED 13:1
(Ald. Hawkins opposed)

Ald. Hawkins declared a Conflict of Interest in Clause 2 , as his wife is an employee of the City.

2. That, as recommended by the City Treasurer, the following budget transfers be approved in order to provide sufficient funds to the various accounts as a result of wage increases and increase in the O.H.I.P. medical plan premium:

Account No.	Name of Account	Increase	Decrease
	Finance		
3001	Salaries	$ 14,000.	
3090 A	Kingston Community Memorial Centre	11,101.	
3090 B	Swimming Pool	220.	
3090 C	Harvey Arena	1,058.	
3091 B	Hockey Hall of Fame - Auditorium	375.	
3053	Contingencies		$285,108.
	Fire Department		
3301	Salaries	$ 33,397.	
3305	Welfare Plan	8,000.	

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

2. (cont'd)

Account No.	Name of Account	Increase	Decrease
	Legislation		
3851	Medical Plan	$ 11,800.	
386-01	Salaries	4,142.	
	Social Services		
3701	Salaries	5,836.	
3787-1	Salaries - Oakwood	1,712.	
3788-1	Salaries - Depot School	1,342.	
	Rideaucrest		
9901	Employee Benefits	$ 1,439.	
9912	Employee Benefits	3,005.	
9913	Employee Benefits	2,810.	
9966	Employee Benefits	2,362.	
	City Property		
3201	Salaries	10,158.	
3210	Land and Building Maintenance	742.	
	Marina		
3222	Wages	448.	
	Bell Park Fairways		
3251	Wages	3,753.	
	Parks		
4201	Salaries	6,065.	
4205	Medical Plan	3,944.	
421-01	General - Salaries	1,215.	
421-02	- Wages	4,902.	
421-41	- Equipment Maintenance	455.	
421-52	General - Maintenance Buildings	496.	
421-64	Other General Parks - Boulevards	319.	
421-65	Traffic Islands	321.	
421-67	Weed Control - Land	808.	
421-70	Tree Trimming - Wages	1,508.	
421-77	- Dutch Elm	1,242.	
421-87	Development	768.	
423-43	Playgrounds - Maint. Equipment	260.	
423-56	Waterfront - Maint. & improvements	221.	
423-80	Other Cont. from Current Revenue	614.	
428-60	Wally Elmer Youth Centre Wages	1,651.	
429-01	Cook Bros. Youth Centre - Wages	1,651.	

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

2. (cont'd)

Account No.	Name of Account	Increase	Decrease
	Public Works		
310-01	Salaries	1,568.	
310-05	e/s Medical Plans	10,223.	
311-01	Engineering Salaries	9,164.	
313-01	City Yard Salaries	1,267.	
313-85	Maintenance Walks	1,816.	
314-02	Maintenance Pavements	8,024.	
314-20	Unpaved Roads	2,015.	
314-34	Winter Control	12,441.	
314-52	Sidewalk Sanding	2,239.	
314-61	Roadway Cleaning	3,359.	
315-04	Sanitary Sewer System	5,915.	
316-02	Sewage Pumping Station - Wages	3,071.	
317-02	W.P.C.P. Wages	2,189.	
	Traffic & Streets		
3601	Salaries	$ 1,281.	
362-01	Wages	1,887.	
362-76	By-Law Enforcement - Salaries	648.	
	Industrial Department		
309-01	Salaries	850.	
	Grand Theatre		
4601	Salaries	371.	
	Kingston Planning Board		
4101	Salaries	2,787.	
416-10	O.H.R.P. Programme	540.	
416-20	R.R.A.P. Programme	540.	
	Police		
3904	Welfare Plan	14,000.	
3901	Salaries - Policemen	51,633.	
3901-B	Salaries - Other Staff	3,140.	

CARRIED 13:0
(Ald. Hawkins abstained)

Ald. Hawkins, Ald. Gerretsen and Ald. Webb declared a Conflict of Interest in Clause 3, Report No. 85, and abstained from voting.

3. That a contribution of $10,000.00 be made to the Regiopolis-Notre Dame Building Fund, as a charge to "Finance - Contingencies".

CARRIED 11:0
(Ald. Hawkins, Ald. Gerretsen, Ald. Webb Abstained)

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

4. That, as recommended by the Parks and Recreation Committee, the lease with the N.I.P. Committee for accommodation at 23 Queen Street be amended to provide that the annual rental of $3,024.00 be reduced by $600.00, as the N.I.P. Committee have agreed to provide their own caretaking service.

   (Note: Clause 12, Report No. 67, provided for a lease for 1 year at the rental rate of $3,024. per annum on the understanding that the City would provide heat, light, water and caretaking service.)

   CARRIED

5. That, as recommended by the City Treasurer, application be made to the Ministry of Housing for a grant under the Ontario Home Renewal Program (O.H.R.P.) in the amount of $183,009. for the fiscal year 1976/1977 for the purpose of making loans to owners of real proeprty used for residential purposes to assist in the repair, rehabilitation and improvement of dwelling units, pursuant to the Housing Development Act, all as more particularly set out in the Ontario Home Renewal Program Administration Guide.

   (Note: As directed by the Minister of Housing, the population figures used for the total allocation is 61,003 @ $3.00 per capita.)

   CARRIED

6. That one (1) I.B.M. electric typewriter be purchased for the Clerk-Comptroller's Department, it being noted that the old typewriter was transferred to the Fire Department, and that funds be transferred in the amount of $868.31 from "Salaries" to "New Equipment".

   CARRIED

7. That a transfer of funds from "Finance - Salaries" to "New Equipment" to permit the purchase of dictating equipment as follows:

One - Model 95 Portable Dictating Unit	$229.50
One - Model 97T Transcribing Unit complete with headset and footpedal	468.00
	$647.50
Less 10%	64.75
	$582.75

   in the amount of $582.75, from Mills Office Suppliers Limited, be approved.

   CARRIED

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

8. That, since notification has been received from the Ministry of Transportation and Communications that in order for the five year capital budget of the Transit Department of the Public Utilities Commission to be considered, it must be received not later than August 31, 1976, the following budget be approved:

PUBLIC UTILITIES COMMISSION OF THE CITY OF KINGSTON

ESTIMATE OF CAPITAL EXPENDITURES

TRANSIT DEPARTMENT

	1977	1978	1979	1980	19
1. ROLLING STOCK					
(a) New Buses					
Urban Type Transit Coaches (45 pass.)	$183,000. (3 units)	$186,000. (3 units)	$126,000. (2 units)	$128,000. (2 units)	$195 (3 u
Dial-A-Bus Units	$104,000. (4 units)		$120,000. (4 units)		
(b) Fares Boxes	$ 3,850. (7 units)	$ 1,650. (3 units)	$ 1,100. (2 units)	$ 1,100. (2 units)	
(c) General (Radio Equipment, etc.	$ 7,800. (7 units)	$ 4,600. (4 units)	$ 4,600. (4 units)	$ 4,700. (4 units)	$ 4, (4 un
2. ROUTE FACILITIES					
(a) Bus Stop Shelters	$ 3,400. (2 units)	$ 3,500. (2 units)	$ 3,600. (2 units)	$ 3,700. (2 units)	$ 3, (2 un
(b) Bus Stop Pads	$ 1,500.	$ 2,500.	$ 2,500.	$ 2,500.	$ 2,
(c) Bus Stop Signs		$ 3,000.			
3. GARAGE FACILITIES					
(a) Air Compressor	$ 2,800.				
(b) Hoist, Tools, etc.	$ 1,000.	$ 6,000.	$ 1,000.	$ 1,000.	$ 1,
4. TOTAL	$307,350.	$207,250.	$258,800.	$141,000.	$206,

NOTES: 1. Funds for the purchase of rolling stock, fare boxes and route faciliti in 1977 to be provided from the City's general municipal rates in 1977 with the assistance of the Ministry of Transportation & Communications subsidy of 75%.

2. Funds for radios and garage facilities to be provided from the City's general municipal rates in 1977.

CARRIED 13:1
(Ald. Timmins opposed)

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

9. That the accounts of Ted Bieler, in the amounts of $2,000.00 for the base of the sculpture "Tetra" and $3,000.00 for lights for the sculpture, which was a gift of the Federal Government for Tercentenary, be authorized for payment; and that an amount of $1,000.00 be transferred from "Capital Expenditures - Glenarden Block "B" to "Capital Expenditures - Base for Sculpture".

   (Note: Provision was made in the budget for $4,000.00 for this account.)

   CARRIED 13:1
   (Ald. Hawkins opposed)

10. That the Little Cataraqui Region Conservation Authority be requested to include $1,500,000.00 in its preliminary budget for 1977 funds for the acquisition of the Little Cataraqui Creek valley lands based on proposals done by the City of Kingston.

   CARRIED 9:5
   (Ald. Allmark, Ald. Travers, Ald. Webb opposed)

11. That the account of I.B.M. for a run off of the 1976 assessment rolls for the City of Kingston in the amount of $517.53 be approved for payment.

   CARRIED

12. That the firm of Dinsdale, Clark, Barristers and Solicitors, be appointed as the City's legal counsel at an Arbitration Hearing on the grievance regarding penalties assessed against certain fire fighters who did not come in from off-duty time to write the bi-annual examination.

   CARRIED 10:4
   (Ald. Hawkins opposed)

13. That, as recommended by the Public Works Committee, since the commencement date of Contract No. 76-1W with J. Sousa Contractor Ltd. has been postponed for two weeks to permit the contractor to complete work he has in progress, the completion date of the contract be extended by two weeks from August 30, 1976, provided he is willing to undertake the replacement of damaged sidewalks on Contract No. 75-1W prior to commencement of Contract No. 76-1W.

   CARRIED

14. That the City enter into a lease agreement With Highland Motel (Kingston) Limited to permit them to leave a sign on property formerly owned by Marathon Realty Limited at Barrack and Ontario Streets, on a yearly basis at a rental rate of $50.00 per annum, with provision being made for termination of the lease upon 60 days notice if the land is required for municipal purposes.

   CARRIED

Ald. Allmark declared a Conflict of Interest in Clause 15, Report No. 85, and abstained from voting.

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

15. That, as recommended by the Public Works Committee, an agreement be entered into with Mr. Alex Sepp, 1327 Montreal Street, to improve the drainage problems on his Montreal Street property under the following conditions:

    1. the City to grant Mr. Sepp a registerable right-of-way, conveyed at the City's cost, along the southerly side of the closed portion of the former Brent Street from Montreal Street to and including the proposed culvert and having an even width of 20 feet throughout in order to permit Mr. Sepp access to his property - improvement and maintenance of access to be Mr. Sepp's responsibility;

    2. the City to use, without prejudice, available fill when convenient to build a berm on the west side of the Marker Acres branch watercourse where it is defined but not into the area shown as swamp;

    3. the City to construct a culvert over the watercourse so as to permit truck access to Mr. Sepp's property and to permit the dumping of clean fill on it;

    4. Mr. Sepp to immediately withdraw his appeal presently pending before the Cabinet;

    5. Mr. Sepp to accept Conditions 1, 2 and 3 in full satisfaction of all and any civil remedies available to him as a result of the City collecting and depositing surface waters onto his property from the Marker Acres Subdivision;

    and further, that all costs incurred by the City be charged against the $2,500.00 provided by Mr. Marker to improve the outlet from Montreal Street to the point where the watercourse enters a swamp, it being understood that no additional funds will be expended until approval has been received from the Finance and Accounts Committee.

CARRIED 13:0
(Ald. Allmark abstained)

16. That, as recommended by R.P.A. Consultants Limited, the account of Kingston Lath & Plaster Limited, in the amount of $2,914.00, for acoustic tile ceiling and acoustic panels in the restaurant and lounge area at the Onshore Olympic Sailing site, be authorized for payment.

CARRIED

17. That, as recommended by R.P.A. Consultants Limited, the account of Comstock International Limited in the amount of $2,565.00 for the supply and installation of a three compartment bar sink in the Lounge at the Onshore Olympic Sailing site, be authorized for payment.

CARRIED

18. That the account of the Architects Consortium, submitted on behalf of J.L. Richards & Associates Ltd., for work done at the Onshore Olympic Sailing Facility site for the period September 14, 1975, to December 13, 1975, in the amount of $7,153.88, be authorized for payment.

CARRIED

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

19. That, as recommended by the Transportation Committee, the sidewalk on the east side of Lower University Avenue be relocated approximately 5½ feet east of its present location and the pavement widened uniformly, and further, that the grade of the sidewalk in the vicinity of the P.U.C. power manhole be raised to meet the grade of the manhole, and that funds in the amount of $9,000.00 be provided from "Finance - Contingencies" for the widening of Lower University Avenue from King Street to Stuart Street.

CARRIED

20. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects for Kingston Public Library, approval be given for partial release of a holdback to Gerald Best Limited, in the amount of $2,227.25, for work in connection with the retaining wall contract, it being noted that $49.00 is being withheld until it has been determined that the account of Tri-M Plumbing for repairs to a sanitary sewer which was broken by a backhoe owned by Mr. Best, has been paid;

and further, that approval be given for payment of the following extras out of the Contingency allowance of $500.00 in the contract:

May 4, 1976 -	9 loads rock hauled to dump unsuitable for backfilling 4 hours @ $18.00	$ 72.00
	6 yards of stone connecting 4" perf. through wall	30.00
	2 tees @ $6.00	12.00
	2 hours of labour	12.00
May 29, 1976 -	16 yards of sand @ $2.50 backfilling for area between Retaining wall and building excavated material unsuitable	40.00
May 31, 1976 -	32 yards sand @ $2.50	80.00
	Loader 3 hours, backfilling for ramp of building	48.00
		$294.00

CARRIED

21. That, as recommended by Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, the account of Tri-M Plumbing and Heating Limited in the amount of $459.08 for the lowering of two manholes to suit the level for the ramp to the parking lot at the Library, be approved for payment, with an amount of $206.00 to be charged to the contingency allowance in the contract with Gerald Best Limited and the amount of $253.08 to be charged to "Finance - Contingencies".

CARRIED

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

22. That the following action of the Finance and Accounts Committee, under delegated powers, be approved and confirmed:

> That an amount of $1,100.00 be provided from "Finance - Civic Receptions" for a welcoming reception for the Honourable Darcy McKeough, Treasurer of Ontario and Minister of Treasury, Economics and Intergovernmental Affairs, together with Provincial Ministers of Municipal Affairs throughout all the Provinces of Canada and their wives, to be held on August 15, 1976, at 8:00 P.M. in Memorial Hall.

CARRIED

23. (A) That approval be granted in principle for the comprehensive development of the Old Fire Hall, the Confederation Parking Lot and Allinson properties as restaurant and hotel facilities within the policies and requirements of the official plan and zoning by-law subject to the condition that no part of the hotel building shall be higher than the top of the tower of the Old Fire Hall.

CARRIED 11:3

(B) That approval be granted, in principle, for the lease of the Old Ontario Street Fire Hall property to Mr. L. Dover for a period of 20 years for use as a restaurant facility with the terms of the lease to be subject to negotiation, it being understood that the external character of the building will be retained.

CARRIED 14:0

(C) That approval be granted, in principle, for the lease of the Confederation Parking Lot by Mr. Ronald Morrison, or his nominee, for a period of 50 years for construction of a hotel/motel facility in connection with the Allinson Property, with the terms of the lease to be subject to negotiation.

CARRIED 12:2

24. That, as requested by Mr. George K. Murray, Solicitor for Maurice H. Rollins Construction Limited and subject to the concurrence of the City Solicitor, in order to straighten up the boundaries of the Murney Developments Limited and Marina City Project property, approval be given to the execution of a quitclaim deed for Part 4, being a strip of land 23' long by 1.36' wide and Part 5, being 155' long by 2.40' wide, as shown on the Reference Plan prepared by David T. Humphries and dated February 27, 1976, it being understood that the City will be granted a quitclaim deed for Parts 6, 7 and 8, as shown on the aforesaid Reference Plan.

CARRIED

REPORTS (cont'd)

Report No. 85 - Finance and Accounts Committee (cont'd)

25. That, as recommended by R.P.A. Consultants Limited, the account of R.E. Ferguson Limited in the amount of $11,975.32, for supply and installation of all necessary wiring for kitchen equipment, be authorized for payment.

CARRIED 13:1
(Ald. Hawkins opposed)

Respectfully submitted,

(signed) *J.P. Gerretsen* (*Vice-Chairman*)
B.E. Breen
J.L. Keenleyside
K. Keyes
G.L. Webb

* * *

UNFINISHED BUSINESS

Ald. Webb said that he would not be able to attend a Finance Committee meeting on Thursday, August 19, 1976.

Ald. Webb said that he regretted having received a letter of resignation from Mrs. STella Buck, Social Services Administrator, who has 26 years service with the City and is a very valuable employee.

Ald. Timmins said that both adults and children have been knocked down by bicycles in Lake Ontario Park. He asked the Mayor to request the Police Department to enforce regulations concerning this.

Ald. Timmins inquired about the letter from Reeve Beeman, Kingston Township, concerning the Kingston Area Planning Board, and was adivsed that the Mayor would be replying to the letter.

Ald. Hawkins said that he agreed with the Whig-Standard article criticizing the Fort Henry party.

Ald. Hawkins said that workshops at the A.M.O. should be organized so that they do not overlap, and he suggested that the Conventions be held on alternate years as there are not enough important items to justify annual meetings.

Ald. Travers requested an overtime report on both the Police and Parks Departments during the Olympics. He wondered why no uniforms were worn by City employees at the Sunday Olympic function.

Ald. McArthur said he had received a phone call about street lights not being turned off at 10:15 a.m. It was reported that turn-off is related to darkness, and not to the time of day.

UNFINISHED BUSINESS (cont'd)

Ald. McArthur said he had criticized the late Chief Smith, and they had not always agreed on matters, but 27 of his 51 years had been spent in the war and police work, and he would be missed.

Ald. McArthur said he understood that Toronto will be setting up a complaint department. He reported that one of the Kingston Police Commissioners had said that the public did not understand police work. He said he would like to see someone with police experience on the Police Commission.

Ald. Webb invited all the members of Council to attend the Community Services Committee meeting when a resolution on the composition of the Police Commission would be discussed.

Ald. Webb requested that he be given a copy of the invitation list to Fort Henry.

Ald. Webb said that he had not attended the recent A.M.O. Conference and that he had returned the cheque to the City.

Ald. Miller said in the past she had made reports on the A.M.O. Conference but this year she felt it was someone else's turn. She said that she was disappointed with this year's Convention.

Acting Mayor Gerretsen advised the members of Council of the special Finance Committee meeting to be held on Thursday, re: Property Tax Reform, and of the special Council Meeting to be held on Monday, August 23, 1976, at 5:15 p.m. re: Planning Board.

BY-LAWS

Council consented to the amendment of By-Law 9 to delete the provisions of Clause 10, Report No. 80, and to the addition of By-Law 12 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

(a) Moved by Ald. Keyes,
Seconded by Ald. Breen,

That By-Laws 1 to 10 and 12 be given their first and second readings.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Mackenzie,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 1, 2, 8, 9, 10 and 12 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Allmark,

That By-Laws 1, 2, and 3 to 12 be given their third reading.

CARRIED

BY-LAWS (cont'd)

(1) A By-Law to Amend By-Law No. 8497, "A By-Law to Designate Certain Properties Within the Municipality to be of Historic or Architectural Value or Interest"(Expand Reasons for Designation)

(THREE READINGS) (PROPOSED NO. 8892)
Clause 1, Report No. 84, 1976

(2) A By-Law to Authorize the Execution of an Agreement With Active Finance and Investments Limited (Committee of Adjustment Application No. 945-76 - Change of Non-Conforming Use - 96 Mack Street)

(THREE READINGS) (PROPOSED NO. 8893)
Committee of Adjustment

(Note: Agreement provides that the use of part of 96 Mack Street for a light industrial operation (rehabilitation foundation) be discontinued and use for a heating and air conditioning operation be permitted.)

(3) A By-Law to Authorize the Execution of an Amending Agreement With The Ontario Municipal Employees Retirement Board (Provision of Supplementary Benefits Under OMERS - Type 2 Supplementary Benefit - Police Clerical)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8894)
Section 22:04 of Agreement Dated July 15, 1976

(4) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8895)
Clause 6(a), Report No. 82, 1976

(5) A By-Law to Authorize the Construction of a Storm Sewer and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8896)
Clause 6(b), Report No. 82, 1976

(6) A By-Law to Authorize the Construction of a Watermain and Services in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8897)
Clause 6(c), Report No. 82, 1976

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Construction of a Pavement With Curb and Gutter in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8898)
Clause 6(d), Report No. 82, 1976

(8) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 2, 7 and 12, Report No. 80)

(THREE READINGS) (PROPOSED NO. 8899)
Clauses 2,7 & 12, Report No. 80, 1976

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 2, Report No. 80)

(THREE READINGS) (PROPOSED NO. 8900)
Clauses 2, Report No. 80, 1976

CARRIED AS AMENDED

(10) A By-Law to Confirm the Proceedings of Council at Its Meeting Held August 16, 1976

(THREE READINGS) (PROPOSED NO. 8901)
City Council Meeting No. 18

(11) A By-Law to Exempt Lots 1, 5 to 53 Inclusive, 58, 59, 75, 95, 96, 109, 115, 123 and 141, Registered Plan 1656 (Wycliffe Estate Subdivision) From the Provisions of Section 29 (4) of The Planning Act (Part Lot Control)

(THIRD READING) (PROPOSED NO. 8787)
Clause 10, Report No. 32, 1976

(12) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets of Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 10, Report No. 80)

(THREE READINGS) (PROPOSED NO. 8902)
Clause 10, Report No. 80, 1976

(Note: M.T.C. approval required)

MOTIONS

(1) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That the sympathy of Council be expressed to the family of the late Roland Smith, Chief of Police.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the condolences of Council be extended to the family of the late H.F. Norman, former Alderman for St. Lawrence Ward.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That the question of the expenditure of $500,000.00 for the acquisition of the Belcourt property on Bath Road be placed on the ballot in the forthcoming election in December.

REFERRED TO THE FINANCE AND ACCOUNTS COMMITTEE

(4) Moved by Ald. French,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council adjourned at 11:05 P.M.

(signed) *T.J. McKibbin,*
Clerk-Comptroller.

(signed) *George N. Speal,*
Mayor.

(L.S.)

Local Govt.

SEP 21 1976

CITY COUNCIL MEETING NO. 19

A Special Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, August 23, 1976, at 5:20 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (15).

REPORTS

Moved by Ald. Webb,
Seconded by Ald. Allmark,

That Section 10 (6) of By-Law No. 1, which sets out the general order of business, be suspended to permit the consideration of Report No. 87 of the Finance and Accounts Committee as the first item of business on Reports of Committees.

CARRIED

Ald. Gerretsen presented Report No. 87 of the Finance and Accounts Committee as follows:

Council consented to:

(a) the WITHDRAWAL of Clause 2 from presentation to Council;

(b) the addition of Clauses 3, 4 and 5 for presentation to Council; and

(c) the consideration of Clause 4 prior to consideration of the other clauses on Report No. 87.

Moved by Ald. Gerretsen, Seconded by Ald. Breen, that Report No. 87 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 87

August 19, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

4. That no action be taken on the following motion of Ald. Webb and Ald. Matthews:

> "That the question of the expenditure of $500,000.00 for the acquisition of the Belcourt property on Bath Road be placed on the ballot in the forthcoming election in December."

CARRIED 8:7
(See Recorded Vote)

REPORTS (cont'd)

Report No. 87 - Finance and Accounts Committee (cont'd)

Ald. Webb requested a Recorded Vote on Clause 4, Report No. 87, which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Miller (8)

NAYS: Ald. Allmark, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (7)

1. That the following action of the Finance Committee, under delegated powers, be approved and confirmed:

   "That the account of Control Lighting Limited in the amount of $73,102.41 for the purchase of a new light board for the Grand Theatre be approved for payment it being noted that the total cost was $93,920 and that $7,917.17 has been held back for equipment still to be delivered and provision made for a 15% holdback in the amount of $12,900.42.".

   NOTE: Funds are available to cover this cost and approval was given to its purchase at the Finance Committee Meeting of January 9th 1976.

CARRIED

Ald. Allmark withdrew from the meeting at 6:35 p.m.

2. That Clause 21, Report No. 78, be amended to eliminate the reference to rezoning the 100' strip of land owned by Belcourt Construction (Canada) Limited now Beaufort Realties (1964) Inc. and to include this in the land to be sold to the City for $500,000 - and further - that references to the type of development on the plan dated July 7th 1976 be deleted and an undertaking be substituted that the commercial land will be developed in conformity with the new zoning by-law and that the necessary by-laws be presented to Council - and further - that the 1976 Capital Budget be amended to provide for this expenditure.

WITHDRAWN

3. That, as recommended by the Parks and Recreation Committee, that, since the City has been successful in obtaining two work barges from COJO for the sum of $1.00 each, the funds in the amount of $5,000 allocated for the purchase of a work barge, be released to permit the purchase of a truck for snow plowing, hauling boats, etc. at the Portsmouth Olympic Harbour Park.

CARRIED 13:1
(Ald. Hawkins opposed)

REPORTS (cont'd)

Report No. 87 - Finance and Accounts Committee (cont'd)

5. That as recommended by the Architects, and as concurred in by The Kingston Public Library Board, Solution D, i.e. to raise the new Public Library building by 1'-0" at a preliminary estimated cost of $9,762.00 as set forth on the attached Schedule "A", be approved in principle, on the understanding that every attempt will be made to ensure that all changes are kept to a minimum cost and that precise quotations will be submitted for approval as soon as they are available.

CARRIED 13:1
(Ald. Timmins opposed)

Respectfully submitted,

(signed) *George N. Speal (Chairman)*
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
K. Keyes
G.L. Webb

SCHEDULE "A" TO REPORT NO. 87

D To raise whole building by 1-'0" with the exception of the Bishop's House

i Contractor's Costs:

Extras

(a) Changes to Main Entrance, steps, grating, ramp, flowerbed	$ 1,801.	
(b) Extra brick needed on Johnson Street side only and not on other sides	2,095.	
(c) Additional steps in Delivery Room	170.	
(d) Three steps outside Children's entrance	1,622.	
(e) Steps and ramp from Information Services to Kingston collection (inside building)	1,449.	
(f) Lengthen hangers to Ground Floor Ceiling in Bishop's House, by 1'-0"	234.	
	$ 7,371.	

Saving

Ramp shortened and simplified from Bagot Street to covered parking	$ 784.	
Contractor's Costs:	$ 6,587.	$6,587.00

ii Architectural & Engineering costs to change drawings

(estimated only)

Two days of principal time	$ 700.	
70 hours of drafting time	1,225.	
Engineer's time & drafting	750.	
Mechanical Engineers	100.	
	$ 2,775.	$2,775.00

iii Reprinting Drawings		400.00
Total Cost of Solution D		$$9,762.00

We recommend that it would be in the City's best interest to implement Solution D, i.e. raise the building by 1'-0". Every attempt will be made to insure that all changes are kept to a minimum cost. Precise quotations will be submitted for approval, as soon as they are available, but a decision regarding this matter ......

REPORTS (cont'd)

Ald. Keyes presented Report No. 86 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 86 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 86

August 17, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS many of the servicing requirements in connection with development control applications are standard servicing requirements of the Public Works Department and the Public Utilities Commission,

   THEREFORE BE IT RESOLVED that it be recommended to Council that henceforth all development control agreements incorporate the following clause:

   Prior to the issuance of a building permit,

   (a) Final servicing plans with respect to matters under the jurisdiction of the Department of Public Works must be approved by the Commissioner of Works.

   (b) Final servicing plans with respect to matters under the jurisdiction of the Public Utilities Commission must be approved by the General Manager of the Public Utilities Commission.

   (c) Final grading plans must be approved by the Commissioner of Works and the Commissioner of Parks and Recreation.

   (d) Conveyance to the municipality, without cost, of easements required for the construction maintenance or improvement of any existing or newly required water-courses, ditches, land drainage works and sanitary sewerage.

   CARRIED

2. WHEREAS plans have been submitted by J. Fern Incorporated for the construction of a 136 unit townhouse development to be located at the south-west corner of Counter Street and Sir John A. Macdonald Blvd.; and

   WHEREAS there were no changes to the basic layout which would affect servicing requirements, the revised plans were not referred to the Technical Planning Committee; and

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

2. (cont'd)

WHEREAS it is recommended in a separate resolution that standard servicing requirements be provided for by introducing standard clauses in this and all further development control agreements; and

WHEREAS revised plans have been examined and recommended for approval by the Site Plan Committee; and

WHEREAS Planning Board concurs in the recommendation for approval:

THEREFORE BE IT RESOLVED that the following plans dated June, 1976 and revised August, 1976, prepared by J. Fern, Engineer:

Drawing 1 - Site Plan
Drawing 2 - Elevations

be approved, subject to the condition that the applicant enter into a development control agreement which shall include the following conditions:

(1) *That all walkways be a minimum of 4 ft. in width.*

(2) *That a landscaping plan be submitted for approval by the City within one year after the issuance of a building permit.*

(3) *Lighting in the interior of the site shall be provided to the satisfaction of the City.*

(4) *Identification signs to be approved by the City.*

(5) *Streets to be named to the satisfaction of the Kingston Area Planning Board.*

(6) *That chain link fencing be provided along the entire frontage of Sir John A. Macdonald Blvd. and Counter Street with an opening to allow for pedestrian access at the north-west corner of the site.*

(7) *The proposed exterior wall materials be changed to provide for 1 material, i.e. Brick for the first storey as recommended by the previous site plan meeting.*

(8) *The staggering of the locations of pairs of units within each row in order to give more of a variation to the streetscape.*

(9) *The roof colours are to be in harmony with the brick colours.*

(10) *That a sidewalk be constructed on the east side of the north-south street in the centre of the plan.*

CARRIED

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

3. WHEREAS plans have been submitted by C.A. Smith (Keuffel & Esser) for the construction of a warehouse and office for use by Keuffel & Esser Co., to be located on one lot of a proposed four lot subdivision on Don Street which runs north-west from Dalton Street adjacent to the C.P.R. railway tracks; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan and Technical Planning Committees; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by Smith Building Systems and Supply Limited:

Plan #460-1 - Site Plan - July 8, 1976
Plan #460-2 - Floor Plan and Elevations - July 6, 1976

be approved, subject to the condition that the applicant enters into a development control agreement which includes the following conditions:

a) That development shall conform to the above listed plans.

b) That a landscaping plan be submitted within one year and that the landscaping be completed within one year of the date on which the building permit is issued.

CARRIED

4. WHEREAS Mr. C.A. Smith has applied to amend Zoning By-Law No. 8499 to rezone an approximately 12.4 acre parcel of land located north of Dalton Avenue west of Division Street from M1 and M3 Industrial to M2 Industrial; and

WHEREAS the consolidation of the zoning for this property within one zone is considered to be appropriate for orderly development of the area;

THEREFORE BE IT RESOLVED that a By-Law be presented to Council to amend Zoning By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, by amending Zoning Map No. 2 so as to rezone the approximately 12.4 acre parcel of land located north of Dalton Avenue and west of Division Street as shown on a copy of Zoning Map No. 2 which is attached hereto as Schedule "A", from zones M1 and M3 Industrial to zone M2 Industrial.

(See By-Law 4: No. 8906) CARRIED

5. That Council does hereby certify that By-Law No. 8906, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 12.4 acres located north of Dalton Avenue west of Division Street from M1 and M3 Industrial to M2 Industrial)," is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

6. WHEREAS plans have been submitted by Dacon Corporation Limited for the construction of a 16,000 sq. ft. shopping plaza to be located on a 1.4 acre site on Montreal Street at Sutherland Drive; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan and Technical Planning Committees; and

WHEREAS there is a site plan agreement in force against the subject property, no development control agreement is required; and

WHEREAS Planning Board concurs in the recommendation for approval;

THEREFORE BE IT RESOLVED that the following plans prepared by Dacon Corporation Ltd., dated June 9, 1976:

Plan #1 - Plot Plan
Plan #2 - Floor Plan
Plan #3 - Elevations

be approved, subject to the following conditions:

1. *That no direct vehicular access to or from Montreal Street be allowed.*
2. *That water service be 8" diameter with one fire hydrant required on the site.*
3. *That electrical supply shall be from the existing 4KV line on the north side of the property.*
4. *That plans of any free standing ground signs be submitted to the City for approval.*
5. *That a landscaping plan be submitted within one year and that the landscaping be completed within one year of the date on which the building permit is issued.*
6. *That provision for the handling of garbage be shown, subject to the satisfaction of the City Engineer.*

CARRIED

7. WHEREAS on October 6, 1976 the Ministry of the Environment filed a letter of objection with respect to By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston, on the grounds that the Ministry was in the advanced stages of developing a new Office/Laboratory building on the Kingston Psychiatric Hospital property south of King Street and that By-Law No. 8499 would not permit this use of land; and

WHEREAS By-Law No. 8734, (Rezone Land Located South of King Street West of Mowat Avenue to Include Permitted Uses of an Office/Laboratory building for the Ministry of the Environment), was subsequently given three readings in Council to accommodate this use; and

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

7. (cont'd)

WHEREAS by letter dated July 26, 1976, the Ministry of the Environment has withdrawn its objection to By-Law No. 8499 and has requested that By-Law No. 8734 be withdrawn;

THEREFORE BE IT RESOLVED that a By-Law be presented to Council to rescind By-Law No. 8734.

(See By-Law 5: No. 8907) *CARRIED*

8. WHEREAS By-Law No. 8868, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Conversions of Existing Buildings Located in C Commercial Zone East of Division Street)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS two letters of objection from Graves Bros. Ltd. and Mr. John H. Berry have been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its recommendation of June 15, 1976:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of June 28, 1976 as contained in Clause 1, Report No. 64.

CARRIED

Ald. Keenleyside declared a Conflict of Interest in Clause 9, Report No. 86, and abstained.

9. WHEREAS By-Law No. 8873, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Land Located east of Albert Street from C. Commercial to C.125 Commercial)," has been given three readings by Council and notice has been sent to the affected property owners; and

WHEREAS five letters objecting to this by-law have subsequently been received and considered by Planning Board; and

WHEREAS Planning Board has re-affirmed its decision approving the zone change:

THEREFORE BE IT RESOLVED that Council re-affirm its decision of June 28, 1976 as contained in Clause 4, Report No. 68.

CARRIED 13:1
(Ald. Keenleyside abstained)

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

10. WHEREAS on October 14, 1975, Council approved as Clause 2, Report No. 96, a resolution of Planning Board recommending that the draft plan of condominium dated August 1975 for development by Ontario Housing Corporation of a 4.4 acre parcel of land located at the north-west corner of Sir John A. Macdonald Blvd. and Macpherson Avenue be approved, subject to certain conditions; and

WHEREAS on February 9, 1976, Council approved as Clause 1, Report No. 14, a resolution prepared by Planning Board recommending to the Ministry of Housing that the revised plans of condominium for the subject development, dated August and September 1975, identified as plans M-1, LS-1, and A-1 to A-5 inclusive, be approved, subject to certain conditions; and

WHEREAS the Minister has approved the plan subject to an additional condition requiring the installation of a 6 ft. high board fence along the eastern boundary adjacent to Sir John A. Macdonald Blvd.; and

WHEREAS the developer is of the opinion that a board fence is not necessary as adequate screen planting is provided and a board fence would serve no useful purpose and the extra cost cannot be justified:

THEREFORE BE IT RESOLVED that it be recommended to Council that the Ministry be notified that a 6 ft. high board fence along the eastern boundary of Sir John A. Macdonald Blvd. should be substituted with a chain link fence at the same height as the adjacent property fence and that the proposed hedge be maintained in the landscaping.

(See following Motions of Amendment)

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Clause 10, Report No. 86, be amended by deleting the last eight words, commencing with "the" in the last paragraph, and substituting therefor the words "an evergreen hedge be included and maintained in the landscaping."

Moved by Ald. Keenleyside,
Seconded by Ald. Mackenzie,

That the amendment be further amended by inserting the words "not less than 4 feet high" after the word "hedge".

The amendment to the amendment was put and Carried.

The amendment, as amended, was put and Carried.

The Clause, as amended, was put and Carried.

REPORTS (cont'd)

Report No. 86 - City of Kingston Planning Board (cont'd)

11. WHEREAS Dacon Corporation Ltd. has requested that lots 146 to 153 of Registered Plan No._________, (Greenridge Place - Phase 3) be exempted from Part Lot Control so that the sale of half lots for semi-detached dwellings will not require the consent of the Committee of Adjustment; and

WHEREAS the Board is of the opinion that Part Lot Control is not necessary for this subdivision, which has been designed in conformity with the A5 provisions of By-Law No. 8499;

THEREFORE BE IT RESOLVED that a by-law be presented to Council pursuant to section 29(5) of the Planning Act, to exempt lots 146 to 153, inclusive, of Registered Plan No._________from the provisions of Section 29(4) of the Planning Act (Part Lot Control).

NOTE: The registered plan number will be available prior to third reading of the by-law.

(See By-Law 1: No. 8903) *CARRIED*

12. That the account of N.J. Pollitt Ltd. in the amount of $1,685.00 for demolition of Kingston Iron and Metal, New Method Laundry, 62-64-66 Markland Street, be approved for payment.

CARRIED 13:1
(Ald. Hawkins opposed)

Respectfully submitted,

(signed) K. Keyes (Chairman)
Judith Mackenzie
K.W. Matthews
Lois E. Miller
D.G. Timmins

* * *

Council consented to the addition of Report No. 88 of the Community Services Committee for presentation to Council.

Ald. Webb presented Report No. 88 of the Community Services Committee as follows:

Council consented to the addition of Clause 2 for presentation to Council.

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 88 of the Community Services Committee be received and adopted clause by clause.

REPORTS (cont'd)

August 19, 1976.

REPORT NO. 88

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following work on the bottom tubes at Rideaucrest on boiler T 646 located at the front right of the 3 other boilers in the south west wing by Millard & Lumb Limited at a total estimated cost of $3,500. be confirmed.

(a)	Repair to fire box on boiler	$210.00
(b)	Remove existing tubes (note) due to heavy scale on tubes, each one had to be slit and collapsed before pulling through tube sheet. This heavy scale built up when boiler was being used for steam service.	1,960.00
(c)	Installation of 80 new 3" O.D. tubes x 12 Ga. roll tubes, both ends (includes cost of tubes)	1,111.50
(d)	Estimated cost of completion	218.50
	Total estimated cost of work on bottom tubes -	$3,500.00

Further that this expenditure be charged to Account 9960 Equipment Operation Maintenance.

CARRIED

2. That, as recommended by the Purchasing Agent, Millard & Lumb Limited be authorized to replace the top tubes in boiler T 646 at an estimated cost of $3,300; further that $3,300. be transferred from Account 9951 Building Maintenance to Account 9960 to provide funds for this expenditure.

The Purchasing Agent reports as follows:

$3,500.00 completes the work on the bottom nest of tubes. The top nest of tubes are almost in the same condition as the lower. However, it is just possible the boiler could go another heating season without tubes having to be replaced. Next year the top nest of tubes should definitely be replaced.

CARRIED

Respectfully submitted,

(signed) G.L. Webb (Chairman)
K.W. Matthews
G. Allmark
Neil McArthur
Lois E. Miller

* * *

UNFINISHED BUSINESS

Ald. Webb said that he had served with six Mayors. Mayor Speal stood out as the best. Whatever happened in the December elections he hoped that their deep friendship would remain.

BY-LAWS

Council consented to the WITHDRAWAL of By-Laws 2 and 3, as Clause 2, Report No. 87, was WITHDRAWN from presentation to Council, and to the addition of By-Law 7 for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 and 4 to 6 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 4, 5 and 6 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 4 to 7 be given their third reading.

CARRIED

(1) A By-Law to Exempt Lots 146 to 153 Inclusive, of Registered Plan No. _________ (Greenridge Place Subdivision, Phase 3) from the Provisions of Section 29(4) of The Planning Act (Part Lot Control)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8903)
Clause 11, Report No. 86, 1976

(2) A By-Law to Authorize the Execution of an Agreement with Beaufort Realties (1964) Inc., for the Acquisition of Certain Lands (32 Acres + 100 Foot Strip - Bath Road and Little Cataraqui Creek Area)

(FIRST AND SECOND READINGS) (PROPOSED NO. 8904)
Clause 2, Report No. 87

WITHDRAWN

(3) A By-Law to Authorize the Borrowing of $500,000., Upon Debentures For the Purchase of Certain Lands located North of the Bath Road and East of Little Cataraqui Creek.

(FIRST AND SECOND READINGS) (PROPOSED NO. 8905)
Clause 2, Report No. 87

WITHDRAWN

BY-LAWS (cont'd)

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 12.4 Acres of Land Located North of Dalton Avenue, West of Division Street from M1 and M3 Industrial to M2 Industrial)

(THREE READINGS) (PROPOSED NO. 8906)
Clause 4, Report No. 86

(5) A By-Law to Repeal By-Law No. 8734, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Land Located South of King Street West of Mowat Avenue to Include Permitted Uses of an Office/Laboratory Building for the Ministry of the Environment)"

(THREE READINGS) (PROPOSED NO. 8907)
Clause 7, Report No. 86, 1976

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting Held August 23, 1976

(THREE READINGS) (PROPOSED NO. 8908)
City Council Meeting No. 19

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Revise Exception to the Various Classifications - Land North of Weller Avenue and West of Wilson Street)

(THIRD READING) (PROPOSED NO. 8846)
Clause 3, Report No. 57, 1976

MOTIONS

(1) Moved by Ald. Mackenzie,
Seconded by Ald. Keenleyside,

That the condolences of Council be extended to the family of the late George Raymond, known throughout the community as the Helping Hand.

CARRIED

(2) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That the sympathy of Council be extended to the family of the Late Captain Vincent Davis of the Kingston Fire Department.

CARRIED

MOTIONS (cont'd)

(3) Moved by Ald. Hawkins,
Seconded by Ald. Keenleyside,

That Council do now adjourn.

CARRIED

Council adjourned at 7:20 P.M.

(signed) *T.J. McKibbin,*
Clerk-Comtproller.

(signed) *George N. Speal,*
Mayor.

(L.S.)

SEP 16 1976

CITY COUNCIL MEETING NO. 20

Local Govt.

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, September 13, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 17 be amended by deleting the following from Clause 11, Report No. 79:

Sheet No. 1 - Front Elevation - Dec./74
Sheet No. 2 - Basement Plan - Nov./74
Sheet No. 3 - Main Floor Plan - Dec./74, revised April, June/75
Sheet No. 4 - Second Floor Plan - Dec./74
Sheet No. 5 - Section AA - Dec./74, revised April/75
Sheet No. 6 - Left Side Gables - Dec./74, revised April/75
Sheet No. 7 - Right Side Gables - Dec./74, revised April/75
Sheet No. 8 - Roof Layout and Rafters - Dec./74, revised April/75
Sheet No. 9 - Structural Details - Dec./74, revised April/75
Sheet No. 10 - Right Side Elevation - Nov./74
Sheet No. 11 - Skeleton Framing of Living Room Rear Wall - Dec./74, revised April/75

and by substituting the following therefore:

Plan No. 1 (1) and (2)	*Survey Site Plan*	*Scale: 1" = 30'*	*July 29/76*
Plan No. 2	*South Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 3	*North Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 4	*East Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 5	*West Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 6	*Floor Plan*	*Scale: 1" = 10'*	*July 29/76*

- and -

The Minutes of City Council Meetings No. 17, as amended, 18 and 19 held July 29, August 16 and 23, 1976, be adopted as printed.

COMMUNICATIONS

To be Filed

(513) From Keith C. Norton, M.P.P. Kingston and the Islands, acknowledging receipt of a copy of a letter sent to Mr. C. A. McGregor of Public Works Canada, regarding waterfront development, and thanking Council for keeping him informed.

(514) From D. A. Gordon, Clerk, Township of Kingston, notifying that for 1976 the number of trustees to be elected by the Separate School

AOL

103387

COMMUNICATIONS (Cont'd)

To be Filed (cont'd)

(514) cont'd electors of the City of Kingston, to the Frontenac, Lennox and Addington County Roman Catholic Separate School Board has been reduced from 9 to 7; and further notifying that the number of representatives for the County municipalities has been increased from 5 to 7 to represent the following suggested group of municipalities:

Kingston Township and Pittsburgh Township - 4
Ernestown Township - 1
Wolfe Island, Howe Island, Adolphustown, Bath, Napanee, Richmond, North Fredericksburgh and South Fredericksburgh - 1
Sheffield, Camden East, Hinchinbrooke, Portland, Loughborough and Storrington - 1

(515) From Job Bank '76 reporting that they have placed 1,300 jobs for Kingston students this summer; that they will cease operations as of August 13; and thanking Council for it's support and encouragement.

(516) Copy of a letter to Ministry of the Environment from Mr. J. B. Sampson requesting that an arial photograph of the lands from Elevator Bay to the 401 be carried out and that the costs be assumed by the Ministry.

(517) Copy of *The Downtowner*, published by the Kingston Downtown Business Association and dated August 1976.

(518) Copy of a paper entitled *"THE COMMUNITY REHABILITATION OF THE AMPHETAMINE USER"* by Dr. D. W. Richardson M.D. FRCP(C), L. W. Broyden CCW, G. W. Fast B.A. BEd., from the Department of Paediatrics, Queen's University, Kingston, presented at the International Forum on Adolescence in Jerusalem in 1976.

(519) From Hardtman and Martin, Barristers and Solicitors, with reference to Construction of Storm Sewers - Kingscourt Area, Phase 1 - By-Law No. 8664, and the objection of Mr. Best, who did not appear at O.M.B. Hearing, notifying of O.M.B. approval of the By-Law.

(520) From Canada Manpower Centre informing that Local Initiative Program application forms are available at their offices at 791 Princess Street, Kingston and 675 Bath Road, Lasalle Park Plaza, Kingston, and that if any assistance is required to call John VanLuven at 546-3641, extension 35.

(521) From W. A. Borosa, Director of Protocol, Ontario Ministry of Government Services, thanking the City of Kingston, Mayor Speal, Colonel John Knowlton and Alderman Ken Keyes for their outstanding co-operation and assistance during the Games of the XXl Olympiad and also during the Royal Visit.

(522) From C. Parkin, CC. on behalf of the Royal Canadian Academy, thanking Mayor Speal for opening the exhibition, *SPECTRUM CANADA* in Kingston on Sunday, August 15.

(523) From Alf Jenkins, Administrative Director, Ontario Sailing Association, thanking Mayor Speal, and Aldermen of the City of Kingston for their excellent planning and preparations for the Yachting events of the XXl Olympiad, and expressing the opinion that Kingston is becoming the fresh water sailing centre of the world.

(524) Copy of the Minutes of the Executive of the Cataraqui Region Conservation Authority held August 11, 1976, at which time renewal of Fill Permit of Mr. Donald C. Case, lots 14 and 15, conc. 1. City of Kingston, was approved and the comments of the City of Kingston were directed not to be obtained.

COMMUNICATIONS (cont'd)

To Be Filed

(525) Copies of *Background* Dated August 6, 13, 20 and 27, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(526) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending June 30, 1976:

Statistical Information

	Jan. 1 to June 30	Month of June
Revenue		
Fares, Charters and BUSIT	$369,930.	$ 54,148.
Advertising and Miscellaneous	14,592.	2,528.
TOTAL REVENUE	$384,522.	$ 56,676.
Expenditures		
Total Operating Expense	$680,790.	$115,020.
Less Revenue	384,522.	56,676.
Plus:		
Pro-rated debenture charges - principal and interest	$ 23,095.	$ 3,849.
TOTAL DEFICIT	$319,363.	$ 62,193.

(527) From Hugh A. Curtis, Minister of Municipal Affairs, Victoria, British Columbia, thanking Mayor Speal and members of Council for the many courtesies and consideration shown to the British Columbia delegation to the Provincial Municipal Affairs Ministers' Conference, during their visit to Kingston.

(528) From J. E. Taylor, County Clerk, Court House, Kingston, enclosing Minutes of the Kingston Suburban Road Commission Meetings held on July 29 and August 26, 1976.

(529) From Mrs. G. Raymond and Family thanking Mayor Speal and Aldermen for the beautiful flowers that were sent for the late Mr. Raymond.

(530) From Mr. Ivar Kallion, Mayor of the City of Tallinn, U.S.S.R. thanking Mayor Speal on behalf of his delegation, for the very friendly reception given them during their stay in Kingston. He also expressed his appreciation at being able to watch the Olympic Regatta so well and for being able to get acquainted with the life of Kingston, which he said will leave pleasant and unforgettable memories of Canada. He also expressed the hope that friendship between the two Olympic towns, Kingston and Tallin, will deepen.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(531) From W. Darcy McKeough, Treasurer of Ontario, thanking the members of Council for hosting the Provincial Municipal Affairs Ministers' Conference and for the reception August 15th.

(532) Copy of the Minutes of a General Meeting of the Cataraqui Region Conservation Authority held August 25, 1976 in Brockville, which among other things, reports the establishment of a procedure for processing of renewals of fill permits by referring them to the municipality concerned prior to consideration by the executive committee on understanding if no reply received within 30 days the executive committee may act, and reports the establishment of a four person Steering Committee to undertake a study of the Little Cataraqui Creek Valley.

(533) Copy of a letter sent by Peter J. Radley, B.A. LL.B. to the Honourable Minister of Housing, Queen's Park, Toronto, lodging H. & J. Bennett Properties Limited's objection to the Official Plan of the City of Kingston as it affects their property located in the Montreal-Bagot Street area of the city.

(534) Copy of *The Superior Oracle* by Seymour Hamilton and Giulio Maffini and published by The Macmillan Company of Canada Limited for the Ministry of State for Urban Affairs.

(535) Copy of *Current Topics* Issued by The Association of Major Power Consumers in Ontario, in the interests of equitable energy rates, dated August 1976.

(536) From P. R. Allerston, Manager, Frontenac Mall, notifying that the Circus Parade scheduled for September 7, 1976, had been cancelled, due to the unavailability of marching bands.

(537) Copy of *Ontario Fire College*, The Office of the Fire Marshall, for the advanced training of Fire Department Officers, Calendar 1977.

(538) Copy of *Holding the Line: A Strategy for Canada's Development* by C. D. Burke and D. J. Ireland and published by The Macmillan Company of Canada Limited for the Ministry of State for Urban Affairs.

(539) From the family of the late Captain Vincent Davis thanking the members of Council for their expression of sympathy.

(540) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending July 31, 1976:

	Statistical Information	
	Jan. 1 to July 31	Month of June
Revenue		
Fares, Charters and BUSIT	$451,285.	$ 81,356.
Advertising and Miscellaneous	17,244.	2,652.
	$468,529.	$ 84,008.
Expenditures		
Total Operating Expense	$813,593.	$132,803.
Less Revenue	$451,285.	$ 81,356.
Plus:		
Pro-rated debenture charges - principal and interest	$ 26,944.	$ 3,849.
TOTAL DEFICIT	$372,008.	$ 52,644.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(541) From Mrs. Ella Sutherland, Chairman, Trust Fund, Little Cataraqui Environment Association, replying to Mr. John B. Sampson's letter dated July 23, 1976, and requesting his support of the Little Cataraqui Creek project.

(542) From the Corporation of the City of Woodstock, requesting that their following resolution be endorsed:

"WHEREAS inflation has increased the cost of building a house; and

WHEREAS the runnaway increase has been in the cost of providing a serviced lot for the construction of a house; and

WHEREAS quoting Winston Churchill

"Land monopoly is not the only monopoly but it is by far the greatest of monopolies. Unearned increments in land are not the only form of unearned or undeserved profits but they are the principal form of unearned increment, and they are derived from processes which are not merely beneficial, but positively detrimental to the general public."

THEREFORE be it resolved that the Woodstock Planning Committee respectfully request the Woodstock City Council to petition the Government of Ontario to take the necessary action to

1. *remove, in the interests of economy and social well-being, rewards for speculating in land.*

2. *secure for the Community land values that are created by the Community."*

(543) From Mr. J. F. Brown, Director, Community Renewal Branch, Ontario Ministry of Housing, regarding Neighbourhood Improvement Program, and advising that any municipality wishing to be considered for allocation of funds in 1977 under the Neighbourhood Improvement Program must make its interest known to the Community Renewal Branch of the Ontario Ministry of Housing no later than December 1st, 1976.

(544) From Helen A. Henrikson, The Little Cataraqui Environment Association, Kingston, Ontario, advising the Little Cataraqui Environment Association supports the City's acquisition of land along the Little Cataraqui but is very concerned about the development proposed by Mr. A. B. Smith. They feel that any further development adjacent to the woods and marshland, and along the backyards of residents in the Smithfield-Grosvenor Court area would have major impacts both on the environment and on the people's lives, since there is already extensive development there. They feel one possible solution would be to invite Mr. A. B. Smith to transfer his building potential (96± units) to the most southern part of Belcourt residential land. This assumes that the City completes the Belcourt purchase. In return the woods, land and marshes of the Mississauga site (the Central part of the Smith land) and the southern wooded parcel would be owned by the City and preserved in their natural state for the public for all time.

(545) From John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, regarding Conservation Authority - "In House" Study - Little Cataraqui Valley, and informing that the City Council proposal was discussed at an Executive Committee meeting on August 11, 1976 and the following resolution was passed"

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board (cont'd)

(546), cont'd "That the Authority staff prepare a list of documents relative to the Little Cataraqui Creek from the Front Road to its source; and

that the City of Kingston be so informed and a suggestion put forward that a joint City of Kingston, Township of Kingston, Authority Committee might be formed to look at the proposed future action on the whole of the Little Cataraqui Creek Valley."

(547) From Douglas J. Knapp, BASc, MASc, P. Eng. (Hydraulics) representing the Little Cataraqui Environment Association regarding planning of city owned land north of Counter Street and south of Highway 401, particularly the east branch of the Little Cataraqui Creek, and stating that if such plans include significant changes to the Creek itself - specifically, alignment of the channel and bank stabilization, that the Little Cataraqui Environment Association strongly discourage any such alteration of the natural environment. The Little Catarqui Environment Association recommend that the whole corridor of the Creek lying below the hazard lands contours be set aside as permanent and undisturbed open space.

Which Has Been Referred to the City of Kingston Planning Board

(548) Copy of the Township of Kingston Restricted Area By-Law No. 76-26 which was distributed as a supplement to *The Kingston Shoppers News*.

(549) From Mrs. Pauline Morris, Senior Planner, Official Plans Branch regarding Proposed Amendment No. 83 to the Official Plan of the City of Kingston Planning Area, and recommending that Part B - Amendment be deleted in its entirety and replaced with the following:

Part B - Amendment

1. The Official Plan shall be amended by adding the following as Section 5 (71A):

   'Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected'.

2. The Official Plan shall be further amended by showing in RED on Schedule A-3, Areas of Potential Population Increase, the 0.24 acre Parcel shown in RED on Schedule A and B of this amendment.

3. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499."

and requesting that if this meets with Councils' agreement that a resolution be passed so that they can approve the document.

(550) From Mr. S. A. Collins, President, Collins Chevrolet Oldsmobile Cadillac Ltd. objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A one and Two Family Residential to B3.124 Multiple Family Residential)."

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board (cont'd)

(551) From Mr. W. Gargaro, Manager, Kingston District Chamber of Commerce, objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A One and Two Family Residential to B3.124 Multiple Family Residential)." and, subsequently, withdrawing his objection.

(552) From Mr. C. A. Farrell, 20 Rideau Street, objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A One and Two Family Residential to B3.124 Multiple Family Residential)."

(553) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the World Congress on Space Enclosures at the Hotel Bonaventure, Montreal, Quebec, on Thursday, July 8, 1976.

(554) From Mrs. Beverley Burlock objecting to the proposed development by Mississauga Apartments in the Little Cataraqui Creek Area.

(555) From the Township of Pittsburgh notifying that the Pittsburgh Planning Board will be holding a Public Meeting on Tuesday, August 31, 1976, to discuss proposals for the addition to the Official Plan of a secondary plan for the St. Lawrence Special Policy Area.

(556) From Mario Gencarelli submitting a zone change application for property located at 209 Nelson Street and 629, 631, 635 and 637 Princess Street from A Residential to C Commercial to permit commercial parking in a residential zone.

(557) Letters of objection to By-Law No. 8873, which amends By-Law No. 8723 - Rezone land located east of Albert Street from C Commercial to C.125 Commercial, have been received from:

a) Miss Dorothy McEwen, 480 Albert Street

b) Mrs. B. Genge, 478 Albert Street

c) Mr. Chuck Breau and Mrs. Kathryn Breau, 450 Albert Street

d) Mrs. Mary A. Flynn, 415 Albert Street

e) Mr. Donald Bird and Mrs. Dorothy Bird, 417 Albert Street

(558) Letters of objection to By-Law No. 8868, Conversions of Existing Buildings located in C Commercial Zone east of Division Street, have been received from:

a) Graves Brothers Ltd., Arthur H. Graves President,
176 Railway Street

b) Mr. John H. Berry, 124 Rideau Street

(559) From Dr. H. M Love, Vice-Principal (Services), Queen's University, expressing support to By-Law No. 8868 (Conversions of existing buildings - C Commercial Zone - Central Business District) on behalf of Queen's University.

(560) From Dacon Corporation Limited requesting that a by-law be passed to exempt lots 146 to 153, inclusive, in Greenridge Place Phase 111 from part lot control.

(561) From Mr. and Mrs. A. Setterington, 76 Smithfield Crescent, objecting to any further development in the Little Cataraqui Creek area, and in particular to development proposed by Mississauga Holdings.

COMMUNICATIONS (cont'd)

To be Referred to the Finance Committee

(562) From Patricia Hodge, Corresponding Secretary, The Association of Woman Electors of Kingston Area, regarding the leasing of City owned land, and requesting that rental rates be updated to reflect the market value of city owned land when leasing is involved. They feel that the favourable rate granted the Evangel Pentecostal Church constitutes a subsidy, the cost of which is born by parkland capital rather than by current funds.

To be Referred to the Finance and Planning Board Committees

(563) From Helen A. Henrikson, President, The Little Cataraqui Environment Association, Kingston, drawing attention to a report of a survey of ground elevations of J. L. Smith's land west of the Ambassador Motel. This study was done by Major R. Parent, Associate Professor of Civil Engineering at Royal Military College, and by Professor R. Jones. It was submitted to the Conservation Authority, who referred it to Chrysler-Latham Engineering Company, and they are awaiting a reply.

To be Referred to the Community Services Committee

(564) From J. Smith, Director, Frontenac Diversion Program, enclosing a brief description of both the Juvenile Court Committee and the Restitution Project for Frontenac County, and suggesting that as one of the objects of volunteer work is to enable the young person to make some restitution to society at large, it would be an excellent idea for them to work for the City.

Which has Been Referred to the Housing Sub-Committee

(565) Copy of the Fifty-Sixth Annual Report of the Canadian Council on Social Development.

(566) From Central Mortgage and Housing Corporation enclosing a copy of the results of their semi-annual apartment vacancy survey conducted in the Kingston Census Agglomeration and reporting a 0.8% vacancy rate as of April 1976.

COMMUNICATIONS (cont'd)

To Be Referred to Community Services

(567) From J. B. Adamac, C.M.C. City Clerk, The Corporation of The City of Windsor, advising that the following resolution was adopted by Council at its last meeting, August 23, 1976.

WHEREAS pensioners, low income retirees and other low income groups find it increasingly more difficult to pay their municipal taxes; and

WHEREAS the majority of these people who live in their own home wish to continue to do so; and

WHEREAS municipal tax assistance may only be provided to homeowners who are recipients of the Guaranteed Income Supplement under The Municipal Elderly Residents Assistance Act, 1973; and

WHEREAS there are a number of low income persons who are not homeowners but who pay substantial monthly rents; and

WHEREAS assistance provided by a municipality under the Municipal Elderly Residents Assistance Act is not subsidizable, and if applicable in the City of Windsor would cost in excess of $200,000 annually based on a tax concession of $100.00 for each eligible property, and would be borne by other taxpayers, many of whom are subsisting on minimum wage incomes and are in as dire need; and

WHEREAS the placing of such persons in public housing or Homes for the Aged requires further subsidization through municipal and provincial taxes; and

WHEREAS many homeowners do not wish to incur a debt against their property under the Municipal Tax Assistance Act; and

THEREFORE BE IT RESOLVED that the Province be requested to expand the Ontario Tax Credit Plan to provide an increase in the amount of the rebate of property tax or rental payments for pensioners, low income retirees and other low income groups.

and requesting support for this resolution.

(568) From J. B. Adamac, C.M.C. City Clerk, The Corporation of The City of Windsor, advising that Windsor City Council at its meeting held August 23, 1976 adopted the following resolution:

WHEREAS the needs of municipalities for revenues to provide services for their citizens is constantly expanding; and

WHEREAS municipalities have been tied to the property tax which is not a tax which expands with the economy in a direct manner; and

WHEREAS the property tax despite property tax credits remains a regressive tax;

THEREFORE BE IT RESOLVED that municipalities be accorded a proportion of the income tax generated in those municipalities as an unconditional grant from the Provincial Government, and that the Association of Municipalities of Ontario be urged to appoint a special committee to study and recommend a method of implementing this proposal.

and requesting support for this resolution.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board

(569) From Mr. Arthur H. Graves, President, Graves Brothers Ltd. withdrawing his objection to Restricted Area Zoning By-Law No. 8868, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Conversions of Existing Buildings Located in C Commercial Zone East of Division Street)."

Which Has Been Referred to the Finance Committee

(570) From John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, with reference to Conservation Authority - "In House" Study Little Cataraqui Valley, and advising that this subject was discussed at the General Meeting of the Authority on August 25, 1976 and the following resolution was passed:

> *"Resolution 25-76*
>
> *It was moved by M. H. Edwards*
> *Seconded by Mrs. J. MacKenzie*
>
> *That a Steering Committee to undertake a study of the Little Cataraqui Creek Valley be formed:*
>
> *that the Ciry of Kingston and the Township of Kingston be requested to appoint two members and that two members be appointed from the Authority; and*
>
> *that the Chairman select the Authority representatives.*

and requesting that if Council is in agreement with this proposal that they advise the Authority of the names of the appointees.

Which Has Been Referred to the Transportation Committee

(571) Copy of a letter from Mr. D. A. Gordon, A. M. C. T. Clerk, Township of Kingston to Mr. Ralph E. Goodale, Parliamentary Secretary to the Minister of Transport, Ottawa, regarding North-South Arterial Road, Meeting. Mr. Gordon was advising that Council had suggested the dates of the 23rd or 24th September and October 4th or 6th as suitable dates, and requesting which of these dates would be most suitable for the meeting, and also enquiring whether the meeting was to be held in Ottawa. He also suggested a time after 10:00 a.m. for the meeting.

To Be Filed

(572) From D. A. Gordon, A.M.C.T. Clerk, Township of Kingston, regarding water to Airport charges and advising that the charge would be at the same rate as commercial and industrial users in the Township. This will be retroactive and an amended bill will be sent.

(573) From D. A. Gordon, A.M.C.T. Clerk, Township of Kingston, regarding Water Connection to the Township of Kingston, and advising that as the Water Filtration Plant is nearing completion, the Township would like to suggest October 15, 1976 as the termination date for the City-Township water connection contract. The Township is most pleased with the co-operation that has been received to date on the interconnection between the Township and the City as it is indicative of how the two Municipalities can mutually assist each other.

REPORTS

REPORT NO. 89

August 24, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Official Plan Amendment #83 which amends the low density policy so that two duplexes at medium density are allowed on a 0-24 acre parcel at the south-west corner of Johnson and Aberdeen Streets has been submitted to the Minister of Housing for approval, and

   WHEREAS the Ministry of Housing has suggested certain modifications to the format of the amendment which do not change the substance in any way;

   THEREFORE BE IT RESOLVED that it be recommended to Council that the Ministry of Housing be informed that Council concurs in the following modification to Amendment #83;

   Delete "Part B - Amendment" in its entirety and replace with the following:

   Part B - Amendment

   1. The Official Plan shall be amended by adding the following as Section 5(71A):

      'Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located at the south-west corner of Johnson and Aberdeen Streets, two duplexes may be erected.'

   2. The Official Plan shall be further amended by showing in RED on Schedule A-3, Areas of Potential Population Increase, the 0.24 acre parcel shown in RED on Schedule A and B of this amendment.

   3. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499.

Respectfully Submitted,

CHAIRMAN.

REPORT NO. 90

To The Mayor and Aldermen September 1st, 1976

The Transportation Committee reports and recommends as follows:

1. That the account of Mel Hughson Haulage, in the amount of $2,880, for topsoil used at Norman Rogers Airport, be approved for payment.

2. That the account of Maxim Electrical Construction Company Limited, in the amount of $613.18, for parts and repair to Runway 06-24 lighting, be approved for payment.

Respectfully Submitted,

Chairman

Parks and Recreation Report No.91

September 2, 1976.

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Thomas Lemon and Sons Ltd - $618.24 - repairs carried out to heating system at 19 Queen St. - lowest quotation received.

Robert J. Lappan Excavating - $559.00 - rental of bulldozer and backhoe including operators for various Parks Department projects - lowest quotation received.

Musical Performance Trust Fund - $2250.00 - band concerts.

2. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - Schedule "C" Rates for Rental of Facilities - be amended to increase the ice rental rate for tournaments from $22.00 to $28.00 per hour.

Respectfully submitted,

Chairman

Public Works Report No.92

September 7, 1976

To the Mayor and Aldermen: -

The Public Works Committee recommends as follows: -

1. That the following resolution of the City of Windsor be not endorsed:

"615/76 That the Honourable Darcy McKeough, Provincial Treasurer and Minister of Economics and Intergovernmental Affairs, BE URGED to introduce an amendment to Section 293 of The Municipal Act which would permit municipal Councils to incur a debt, the payment of which is not provided for in the current estimates or the term of the current council, to undertake the construction of pavements, bridges, and other road improvements without the necessity of applying to the Ontario Municipal Board for dispensation of the vote of the electors; and further, that a copy of this report be forwarded to other Ontario cities and the Association of Municipalities of Ontario for support."

2. That a new rubber suction hose be purchased for the catch basin cleaner from Wheels, Brakes and Equipment at a cost of $537.00 plus freight and provincial sales tax, being the only source of supply.

3. That Mr. G. de Lugt, P. Eng., Deputy City Engineer, be designated as a signing authority to approve of Bell Canada Municipal consents of projects to be located in street allowances.

4. That the tender of Keeler Sales and Service Limited for one new model 750 sand spreader at a cost of $4,151.60, T.I.P., F.O.B. Kingston, with no allowance for the Corporations's KS model HD-62 sand spreader be accepted, being the second lowest tender received.

Note - The lowest tender was submitted by King Seagrave Limited in the amount of $3,763.83. The type of sander covered by the above recommendation was incepted into use last year and is considered to provide greater versatility of function and is regarded as operationally superior to former counterparts.

5. That the tender of Keeler Sales and Service Limited for one new Dumco SC27 under chassis snow plow, in the amount of $1,950.00 (T.E.P.) be accepted, being the second lowest tender received.

Note - The lowest tender was received from Eastern Steel Company in the amount of $1,900.00. The slight price differential, coupled with adaptability and operational satisfaction afforded by existing units, lends support to equipment standardization.

6. That the tender of Commercial Door Supplier, for the supplying and installing of three electrical activated door operators, including all electrical wiring and necessary disconnect switches, at the Garbage Department garage, in the amount of $2,556.00, be accepted being the only tender received.

7. That the tender of Canadian Salt Company for the supply of 4,000 tons, more or less, of ice control salt, in the amount of $18.358 (T.I.P.) per ton delivered, be accepted being the lower tender received.

8. That the tender K. Mulrooney Trucking for supplying, mixing and stock piling of 5,000 cubic yards, more or less, of winter control sand in the amount of $ 3.38 per cubic yard be accepted, being the lowest tender received.

9. That the policy of allowing employees of the Public Works Department to take City-owned vehicles home at night and on weekends, be discontinued.

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10. That, since the contractor has already completed the work included in Stages 1 and 2 of Contract 76/11W - Montreal Street Re-alignment - and has commenced the work included in Stage 3 - the closing of Montreal Street from Elliott Avenue to Hickson Avenue to through traffic for an eight week period commencing on September 9, 1976 to November 5, 1976 to facilitate the re-alignment of Montreal Street, rather than from October 1, 1976 to November 26, 1976 as authorized by By-law No. 8880, be confirmed.

11. That the quotation of Glen Lawrence Construction in the amount of $16,328.35 to construct an asphalt sidewalk on the north side of Weller Ave., from Wilson to Daly St. and from Daly St. easterly 480', be accepted, being the lower quotation received; provision for this work having been made in the 1976 Public Works Capital Budget and it being understood that if the Ontario Municipal Board approval of the section of sidewalk from Daly St. easterly 480' is not received in time to permit completion in 1976, the Contractor will have the right to re-negotiate the price for asphalt.

Respectfully submitted,

Chairman

August 23, 1976.

REPORT NO. 93

To the Mayor and Aldermen:

The Finance Committee reports and recommends as follows:

1. That Clause 21, Report No. 78, be amended to eliminate the reference to rezoning the 100' strip of land owned by Belcourt Construction (Canada) Limited now Beaufort Realties (1964) Inc. and to include this in the land to be sold to the City for $500,000. - and further - that references to the type of development on the plan dated July 7th 1976 be deleted and an undertaking be substituted that the commercial land will be developed in conformity with the new zoning by-law and that the necessary by-laws be presented to Council - and further - that the 1976 Capital Budget be amended to provide for this expenditure.

September 8, 1976.

2. That, as recommended by Smith, Mill & Ross, Architects the following additions to the Contract with Univex (Canada) Limited be ratified for payment:

A.	F.O.H. Plugging Strip as specified under Section 16C-5, paragraph A.	$2,250.00
B.	Wall and Side Pocket Receptacles as specified under Section 16C-5, paragraph B.	2,675.00
C.	Existing Pipe #1 as specified under Section 16C-5, paragraph C.	1,490.00
D.	Existing Pipe #2 as specified under Section 16C-5, paragraph D.	230.00
E.	Existing Pipe #3 as specified under Section 16C-5, paragraph E.	225.00
F.	Junction Box #7 as specified under Section 16C-5, paragraph E.	75.00
G.	Control Booth all trades as indicated and/or specified	2,220.00
		$ 9,165.00
	Additional sum for purchase of 20 amp plugs to be turned over to the Theatre electrician for the purpose of replacing the plugs on existing luminaires.	335.00
		$ 9,500.00

(Note: $6,500.00 is available from "Contingencies" in the Contract with Univex. Sufficient funds are on hand for the additional $3,000.00).

3. That the account of International Paints in the amount of $3,299.12 for the supply of paint for the Onshore Olympic Sailing Facilities be approved for payment.

4. That, as recommended by R.P.A. Consultants Limited and concurred in by the Architects Consortium and the Commissioner of Parks and Recreation, the account of Comstock International in the amount of $2,600.00 for sealing of the roof deck under the roof-top air conditioning units be authorized for payment.

5. That, the accounts of the Architects Consortium for professional and consultant services rendered in connection with the Onshore Olympic Sailing Facilities for the months of May and June 1976, in the amounts of $8,852.70 and $3,466.20, be authorized for payment.

6. That, as recommended by R.P.A. Consultants Limited, the account of Panther Engineering & Construction Limited in the amount of $2,142.16 for miscellaneous work (cement work, patching holes in building, clean up, etc.) be authorized for payment.

7. That, as recommended by R.P.A. Consultants Limited, the account of W. H. Ellinger Limited in the amount of $2,007.41 for supply of materials and labour for miscellaneous carpentry work at the Portsmouth Olympic Harbour be authorized for payment.

8. That, as recommended by R.P.A. Consultants Limited, the account of Comstock International Limited in the amount of $14,128.80 for mechanical work in connection with the restaurant facilities at the Portsmouth Olympic Harbour be authorized for payment.

9. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Limited in the amount of $257.36 for electrical work at the Portsmouth Olympic Harbour be authorized for payment.

0. That, as recommended by R.P.A. Consultants Limited, the account of Kingston Lath & Plaster Limited in the amount of $626.76 for repairing ceiling tile through out the building at the Portsmouth Olympic Harbour be authorized for payment.

1. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Limited in the amount of $1,668.19 for re-installation of the crane motor on dock area, installation of the new outlets in the second floor lounge for T. V., and connection of the gas pump shed at the wharf at the Portsmouth Olympic Harbour be authorized for payment.

12. That the action of the Clerk-Comptroller in signing a rental agreement with Xerox of Canada Limited for:

4000 COPIER - Monthly basic rental $50.00
1-10 copies 3.7¢ per copy
11+ copies .9¢ per copy

be ratified and confirmed, it being noted that the monthly pooled commitment with Police Department and Library is $400.00.

(Note: Agreement is on a month to month basis.
A free monthly trial shows that:
(a) clearer copies are produced than on photocopy machines.
(b) more economical - copies can be produced on both sides of ordinary paper.
(c) relieves load on A B Dick printing machine and will prolong its life.

Is located in the print shop.)

13. That, as recommended by R.P.A. Consultants Limited, the payment of the account received from Comstock International Ltd. be ratified and confirmed:

Supply and install Reznor conversion kits	$ 875.00
Labour and Material	4,349.65
	$5,224.65

14. That, as recommended by R.P.A. Consultants Limited, the payment of the following accounts received from R. E. Ferguson Ltd. be ratified and confirmed:

Sundry Electrical Work - $2,965.07
and $3,312.49.

15. That, as recommended by the Public Works Committee an agreement be entered into with the C.N. Railway to give them at no cost a quit claim deed to parcel of land described as Part 6 and shown outlined in Red on Plan No. 13-R-1451 dated August 13, 1975 comprising 0.2 acres in exchange for parcel of land described as Part 1 and shown outlined in Blue on the same plan and comprising 0.93 acres, which land is required by the City to permit the re-alignment of Montreal St., it being understood that the railway will not be assessed for local improvement projects that are presently in progress.

(Note: It has not been possible to establish the ownership of Parcel Part 6 which was formerly part of the land comprising the old underpass).

16. That, as recommended by the City Solicitor, a Postponement Agreement be entered into by the City of Kingston for property owned by Kenneth and Betty Kleinsteuber at 414 Montreal Street being Parts of Lots 14 and 15, Registered Plan D-6 to provide that a certificate of lien registered against the title to this property in the amount of $1,632.00 being the amount of an advance under the NIP program take second priority and that a mortgage with Victoria and Grey Trust Company in the amount of $15,000 take first priority on the title to this property.

(Note: A copy of the letter from the City Solicitor has been distributed to all members of Council with the Finance Agenda.)

17. That, as recommended by the Community Services Committee, a budget transfer from Account 3787-1 "Supervisory & Teaching Salaries, Oakwood Day Care Centre" to Account 3780 "Capital Expenditures" in the amount of $2,500 be approved to cover additional expenses incurred at the Work Activity Project.

18. That, as recommended by the Parks and Recreation Committee, 95 s.f. of floor space in the Portsmouth Olympic Harbour Park Building be leased to the Kingston Boys' and Girls' Club for a period of two years at an annual rental of $5.00 per s.f. including heat, light and water and excluding caretaking services, it being understood that the accommodation will be used for office activities only.

19. That, as recommended by the Parks and Recreation Committee, 207 s.f. of floor space in the Portsmouth Olympic Harbour Park building be leased to Mr. J. B. McCormick for a period of one year at an annual rental of $5.00 per s.f. including heat, light and water and excluding caretaking services, for use as an office to conduct his Recreation Consulting Service.

20. That the Parks and Recreation Committee be given authority to secure proposals from people who wish to rent space at 19 Queen Street, it being understood that the accommodation will be offered on a competitive basis and decisions made by the Committee regarding lease/rental arrangements will be referred to the Finance Committee for finalization.

21. That the funds allocated for conversion of the Portsmouth Olympic Harbour Park in the amount of $29,900 be allocated as per the following report prepared by the Commissioner of Parks and Recreation:

1. Asphalt Removal & Conversion to Turf

3200 sq. yards @ $4.00		$13,000.

This involves four (4) areas along King St. and the 20 x 500 Boulevard, three (3) Triangles near Manor, and internal grass areas in Marina area.

2. Fence Work (as per approved plan)

a) Removals	$1,800.	
b) Marina Area Enclosure	3,500.	
c) Chain Fence - 30"	3,000.	
d) Triplex - 48" x 60"	1,000.	
e) Reduce height - Peters' & Amey's	2,000.	
	$11,300.	11,300.

21. (cont'd)

3. Landscape & Recreation Facilities

a)	Tennis Court - Deleted by the Finance Committee		
b)	Construction & Installation of Planters & Playground Equipment	4,700.*	
c)	Trees & Shrubs	900.	
		5,600.	5,600.
			$29,900

*Item 3. b) has to date been partially expended to the amount of $3,145.15.

22. That, as recommended by the Parks and Recreation Committee, an agreement be entered into with the Public Utilities Commission to grant them a watermain easement in Artillery Park in a location as shown coloured in green on Dwg. No. 40-0-149M/41 dated July 19th 1976 for the sum of $1.00.

(Note: The agreement is the standard form of easement agreement. The Public Utilities Commission will have the easement drawing prepared by an Ontario Land Surveyor prior to execution by the City).

23. That, as recommended by the Public Works Committee, Contract 76/8W with Glen Lawrence Construction Company Limited be and is hereby amended to include the construction of asphalt sidewalks on Weller Avenue, north side from Wilson to Daly Street and on Weller Avenue, north side from Daly Street easterly 480 l.f. at a total cost of $16,328.35, revision of contract unit quantities as set out below and extension of completion date from October 21st to November 5th 1976; it being understood that if the Ontario Municipal Board approval of the latter sidewalk is not received in time to permit completion in 1976, the Contractor will have the right to re-negotiate the price for asphalt, provision of this expenditure having been made in the 1976 Public Works Capital Budget:

Item	Description	Est. Quant.	Unit Price	Total Cost
7	Construction of 4.5' wide asphalt sidewalk	1,728 l.f.	2.70	$4,665.60
8	Granular Type "B"	555 tons	5.50	3,052.50
9	Granular Type "A"	200 tons	6.00	1,200.00
10	Sandy loam backfill	152 c.y.	4.00	608.00
11	Sodding	775 sq. y.	1.75	1,356.25
12	Supplying & installing 12"0 galvanized culverts	*102 l.f.	8.00	816.00*

23. (cont'd)

13	Supplying & installing 10"0 galvanized culverts	* 55 l.f.	8.00		440.00
14	Shale rock excavation	30 l.y.	10.00		300.00
15	Reshaping & grading shallow ditch	660 l.f.	800.00	l.sum	800.00
16	Grading the swale	550 l.f.	700.00	l.sum	700.00
17	Installation of 2 precast catch basins	2 units	390.00		780.00
18	Relocation of one catch basin	1 unit	300.00		300.00
19	Catch basin runs 8" 0 -Class "B" bedding	20 l.f.	15.50		310.00
20	Extra work if required	1,000.00			1,000.00
			TOTAL COST		$16,328.35

*Unit prices have been negotiated with contractor and contractor agreed to reduce the price to $8.00 per foot.

24. That, as recommended by the Purchasing Agent and pursuant to the conditions of Tender No. 76-21 for Petroleum Products, the following price revisions be approved it being noted that these price changes reflect product increases approved by the National Energy Board and the Anti-Inflation Board:

			Effective:		
			Sept. 3	Sept. 30	Oct. 4
Gulf Oil	Gasoline	Grade 1	.653		.66
		Grade 2	.607		.614
	Oil Diesel Fuel	Grade 1	.6452		.6522
		Grade 2	.6452		.6522
	Cleaning Solvent		.822		.833
Imperial Oil	Mineralube 10-20-30 Grades	Drums		1.77	
		4/Qts.		2.05	
	Essolube HD 10-20-30 Grades	Drums		1.59	
		4/Qts.		1.87	
	Essolube HDX 10/30	Drums		1.94	
		4/Qts.		2.22	
	Essolube XD3 10-20-30	gals.		2.12	
	Esso Gear GX 75/80-90-140	13 gals.		2.78	
		45 gals.		2.46	
	Auto Trans.	4/Qts.		2.51	
	Esso MP Grease	#120 Kegs		53.64	
		#400 Drums		168.80	

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 6 be given their first and second readings.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 3, 6 and 11 their third reading.

(c) That By-Laws 3 to 11 be given their third reading.

(1) A By-Law to Authorize the Execution of an Agreement with Beaufort Realties (1964) Inc., for the Acquisition of Certain Lands (32 Acres + 100 foot strip - Bath Road and Little Cataraqui Creek Area)

(TWO READINGS) (PROPOSED NO. 8909)
Clause 1, Report No. 93, 1976

(2) A By-Law to Authorize the Borrowing of $500,000. Upon Debentures for the Purchase of Certain Lands located North of the Bath Road and East of Little Cataraqui Creek.

(TWO READINGS) (PROPOSED NO. 8910)
Clause 1, Report No. 93, 1976

(3) A By-Law to Amend By-Law No. 4489 "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and and to Fix the Rates and Charges for Parking on such Parking Lots" (Increase Rate - Byron Parking Lot)

(THREE READINGS) (PROPOSED NO. 8911)
Clause 8, Report No. 80, 1976

(4) A By-Law to Amend By-Law No. 8880, A By-Law to Close a Portion of Montreal Street for a Certain Period "(Revised Period)

(THREE READINGS) (PROPOSED NO. 8912)
Clause 10, Report No. 92, 1976

(5) A By-Law to Designate the Grand Trunk Railway Terrace and the Depot School Day Care Centre to be of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 8913)
Clause 2, Report No. 75, 1976

(6) A By-Law to Authorize the Execution of an Agreement with John Douglas Cunningham and Jane Katherine Cunningham (Committee of Adjustment - Consent to Severance - 102 Centre Street)

(THREE READINGS) (PROPOSED NO. 8914)

Committee of Adjustment
- and -
Ontario Municipal Board

(7) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of The Local Improvement Act (Stanley - Adelaide, Phase II)

(THIRD READING) (PROPOSED NO. 8658)
Clause 2, Report No. 114, 1975

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Improvements - Robert Meek Public School Grounds and Central Public School Grounds)

(THIRD READING) (PROPOSED NO. 8661)
Clause 2, Report No. 116, 1975

(9) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of The Local Improvement Act (Kingscourt Area, Phase I)

(THIRD READING) (PROPOSED NO. 8664)
Clause 8 (B), Report No. 118, 1975

(10) A By-Law to Authorize the Reconstruction of a 12 Inch Sanitary Sewer in Queen Street, under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING (PROPOSED NO. 8881)
Clause 26, Report No. 78, 1976

(11) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on the 13th Day of September, 1976.

(THREE READINGS) (PROPOSED NO. 8915)
City Council Meeting No. 20

MOTIONS

(1) Moved by Alderman Gerretsen,
Seconded by Alderman Keyes,

That the sympathy of Council be extended to the family of the late Richard Houston, Counsel to the Corporation of the City of Kingston.

(2) Moved by Alderman Breen
Seconded by Alderman French,

That the sympathy of Council be extended to the family of the late Mrs. Ruth Leeder, mother of the City Treasurer and Deputy Comptroller.

Local Govt.

CITY COUNCIL MEETING NO. 20

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, September 13, 1976, at 8:03 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French (arrived at 8:08 P.M.), Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers (14)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Breen,
Seconded by Ald. Hawkins,

That the Minutes of City Council Meeting No. 17 be amended by deleting the following from Clause 11, Report No. 79:

Sheet No. 1 - Front Elevation - Dec./74
Sheet No. 2 - Basement Plan - Nov./74
Sheet No. 3 - Main Floor Plan - Dec./74, revised April, June/75
Sheet No. 4 - Second Floor Plan - Dec./74
Sheet No. 5 - Section AA - Dec./74, revised April/75
Sheet No. 6 - Left Side Gables - Dec./74, revised April/75
Sheet No. 7 - Right Side Gables - Dec./74, revised April/75
Sheet No. 8 - Roof Layout and Rafters - Dec./74, revised April/75
Sheet No. 9 - Structural Details - Dec./74, revised April/75
Sheet No. 10 - Right Side Elevation - Nov./74
Sheet No. 11 - Skeleton Framing of Living Room Rear Wall - Dec./74, revised April/75

and by substituting the following therefore:

Plan No. 1 (1) and (2)	*Survey Site Plan*	*Scale: 1" = 30'*	*July 29/76*
Plan No. 2	*South Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 3	*North Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 4	*East Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 5	*West Elevation*	*Scale: 3/16" = 1'*	*July 29/76*
Plan No. 6	*Floor Plan*	*Scale: 1" = 10'*	*July 29/76*

- and -

The Minutes of City Council Meetings No. 17, as amended, 18 and 19 held July 29, August 16 and 23, 1976, be adopted as printed.

CARRIED

Ald. French arrived at 8:08 P.M.

COMMUNICATIONS

Council consented to the addition of Communications 574 to 580.

To be Filed

(513) From Keith C. Norton, M.P.P. Kingston and the Islands, acknowledging receipt of a copy of a letter sent to Mr. C. A. McGregor of Public Works Canada, regarding waterfront development, and thanking Council for keeping him informed.

(514) From D. A. Gordon, Clerk, Township of Kingston, notifying that for 1976 the number of trustees to be elected by the Separate School electors of the City of Kingston, to the Frontenac, Lennox and Addington County Roman Catholic Separate School Board has been reduced from 9 to 7; and further notifying that the number of representatives for the County municipalities has been increased from 5 to 7 to represent the following suggested group of municipalities:

Kingston Township and Pittsburgh Township - 4
Ernestown Township - 1
Wolfe Island, Howe Island, Adolphustown, Bath, Napanee, Richmond, North Fredericksburgh and South Fredericksburgh - 1
Sheffield, Camden East, Hinchinbrooke, Portland, Loughborough and Storrington - 1

(515) From Job Bank '76 reporting that they have placed 1,300 jobs for Kingston students this summer; that they will cease operations as of August 13; and thanking Council for it's support and encouragement.

(516) Copy of a letter to Ministry of the Environment from Mr. J. B. Sampson requesting that an arial photograph of the lands from Elevator Bay to the 401 be carried out and that the costs be assumed by the Ministry.

(517) Copy of *The Downtowner*, published by the Kingston Downtown Business Association and dated August 1976.

(518) Copy of a paper entitled *"THE COMMUNITY REHABILITATION OF THE AMPHETAMINE USER"* by Dr. D. W. Richardson M.D. FRCP(C), L. W. Broyden CCW, G. W. Fast B.A. BEd., from the Department of Paediatrics, Queen's University, Kingston, presented at the International Forum on Adolescence in Jerusalem in 1976.

(519) From Hardtman and Martin, Barristers and Solicitors, with reference to Construction of Storm Sewers - Kingscourt Area, Phase 1 - By-Law No. 8664, and the objection of Mr. Best, who did not appear at O.M.B. Hearing, notifying of O.M.B. approval of the By-Law.

(520) From Canada Manpower Centre informing that Local Initiative Program application forms are available at their offices at 791 Princess Street, Kingston and 675 Bath Road, Lasalle Park Plaza, Kingston, and that if any assistance is required to call John VanLuven at 546-3641, extension 35.

(521) From W. A. Borosa, Director of Protocol, Ontario Ministry of Government Services, thanking the City of Kingston, Mayor Speal, Colonel John Knowlton and Alderman Ken Keyes for their outstanding co-operation and assistance during the Games of the XX1 Olympiad and also during the Royal Visit.

(522) From C. Parkin, CC. on behalf of the Royal Canadian Academy, thanking Mayor Speal for opening the exhibition, *SPECTRUM CANADA* in Kingston on Sunday, August 15.

COMMUNICATIONS (Cont'd)

To Be Filed (cont'd)

(523) From Alf Jenkins, Administrative Director, Ontario Sailing Association, thanking Mayor Speal, and Aldermen of the City of Kingston for their excellent planning and preparations for the Yachting events of the XXl Olympiad, and expressing the opinion that Kingston is becoming the fresh water sailing centre of the world.

(524) Copy of the Minutes of the Executive of the Cataraqui Region Conservation Authority held August 11, 1976, at which time renewal of Fill Permit of Mr. Donald C. Case, lots 14 and 15, conc. 1. City of Kingston, was approved and the comments of the City of Kingston were directed not to be obtained.

(525) Copies of *Background* Dated August 6, 13, 20 and 27, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(526) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending June 30, 1976:

	Statistical Information	
	Jan. 1 to June 30	Month of June
Revenue		
Fares, Charters and BUSIT	$369,930.	$ 54,148.
Advertising and Miscellaneous	14,592.	2,528.
TOTAL REVENUE	$384,522.	$ 56,676.
Expenditures		
Total Operating Expense	$680,790.	$115,020.
Less Revenue	384,522.	56,676.
Plus:		
Pro-rated debenture charges - principal and interest	$ 23,095.	$ 3,849.
TOTAL DEFICIT	$319,363.	$ 62,193.

(527) From Hugh A. Curtis, Minister of Municipal Affairs, Victoria, British Columbia, thanking Mayor Speal and members of Council for the many courtesies and consideration shown to the British Columbia delegation to the Provincial Municipal Affairs Ministers' Conference, during their visit to Kingston.

(528) From J. E. Taylor, County Clerk, Court House, Kingston, enclosing Minutes of the Kingston Suburban Road Commission Meetings held on July 29 and August 26, 1976.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(529) From Mrs. G. Raymond and Family thanking Mayor Speal and Aldermen for the beautiful flowers that were sent for the late Mr. Raymond.

(530) From Mr. Ivar Kallion, Mayor of the City of Tallinn, U.S.S.R. thanking Mayor Speal on behalf of his delegation, for the very friendly reception given them during their stay in Kingston. He also expressed his appreciation at being able to watch the Olympic Regatta so well and for being able to get acquainted with the life of Kingston, which he said will leave pleasant and unforgettable memories of Canada. He also expressed the hope that friendship between the two Olympic towns, Kingston and Tallin, will deepen.

(531) From W. Darcy McKeough, Treasurer of Ontario, thanking the members of Council for hosting the Provincial Municipal Affairs Ministers' Conference and for the reception August 15th.

(532) Copy of the Minutes of a General Meeting of the Cataraqui Region Conservation Authority held August 25, 1976 in Brockville, which among other things, reports the establishment of a procedure for processing of renewals of fill permits by referring them to the municipality concerned prior to consideration by the executive committee on understanding if no reply received within 30 days the executive committee may act, and reports the establishment of a four person Steering Committee to undertake a study of the Little Cataraqui Creek Valley.

To Be Referred to the City of Kingston Planning Board

(533) Copy of a letter sent by Peter J. Radley, B.A. LL.B. to the Honourable Minister of Housing, Queen's Park, Toronto, lodging H. & J. Bennett Properties Limited's objection to the Official Plan of the City of Kingston as it affects their property located in the Montreal-Bagot Street area of the city.

To Be Filed

(534) Copy of *The Superior Oracle* by Seymour Hamilton and Giulio Maffini and published by The Macmillan Company of Canada Limited for the Ministry of State for Urban Affairs.

(535) Copy of *Current Topics* Issued by The Association of Major Power Consumers in Ontario, in the interests of equitable energy rates, dated August 1976.

(536) From P. R. Allerston, Manager, Frontenac Mall, notifying that the Circus Parade scheduled for September 7, 1976, had been cancelled, due to the unavailability of marching bands.

(537) Copy of *Ontario Fire College*, The Office of the Fire Marshall, for the advanced training of Fire Department Officers, Calendar 1977.

(538) Copy of *Holding the Line: A Strategy for Canada's Development* by C. D. Burke and D. J. Ireland and published by The Macmillan Company of Canada Limited for the Ministry of State for Urban Affairs.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(539) From the family of the late Captain Vincent Davis thanking the members of Council for their expression of sympathy.

(540) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending July 31, 1976:

	Statistical Information	
	Jan. 1 to July 31	Month of July
Revenue		
Fares, Charters and BUSIT	$451,285.	$ 81,356.
Advertising and Miscellaneous	17,244.	2,652.
	$468,529.	$ 84,008.
Expenditures		
Total Operating Expense	$813,593.	$132,803.
Less Revenue	$451,285.	$ 81,356.
Plus:		
Pro-rated debenture charges - principal and interest	$ 26,944.	$ 3,849.
TOTAL DEFICIT	$372,008.	$ 52,644.

To Be Referred to the City of Kingston Planning Board

(541) From Mrs. Ella Sutherland, Chairman, Trust Fund, Little Cataraqui Environment Association, replying to Mr. John B. Sampson's letter dated July 23, 1976, and requesting his support of the Little Cataraqui Creek project.

(542) From the Corporation of the City of Woodstock, requesting that their following resolution be endorsed:

"WHEREAS inflation has increased the cost of building a house; and

WHEREAS the runnaway increase has been in the cost of providing a serviced lot for the construction of a house; and

WHEREAS quoting Winston Churchill

"Land monopoly is not the only monopoly but it is by far the greatest of monopolies. Unearned increments in land are not the only form of unearned or undeserved profits but they are the principal form of unearned increment, and they are derived from processes which are not merely beneficial, but positively detrimental to the general public."

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board (cont'd)

(542) (cont'd)

THEREFORE be it resolved that the Woodstock Planning Committee respectfully request the Woodstock City Council to petition the Government of Ontario to take the necessary action to

1. *remove, in the interests of economy and social well-being, rewards for speculating in land.*
2. *secure for the Community land values that are created by the Community."*

(543) From Mr. J. F. Brown, Director, Community Renewal Branch, Ontario Ministry of Housing, regarding Neighbourhood Improvement Program, and advising that any municipality wishing to be considered for allocation of funds in 1977 under the Neighbourhood Improvement Program must make its interest known to the Community Renewal Branch of the Ontario Ministry of Housing no later than December 1st, 1976.

(544) From Helen A. Henrikson, The Little Cataraqui Environment Association, Kingston, Ontario, advising the Little Cataraqui Environment Association supports the City's acquisition of land along the Little Cataraqui but is very concerned about the development proposed by Mr. A. B. Smith. They feel that any further development adjacent to the woods and marshland, and along the backyards of residents in the Smithfield-Grosvenor Court area would have major impacts both on the environment and on the people's lives, since there is already extensive development there. They feel one possible solution would be to invite Mr. A. B. Smith to transfer his building potential (96± units) to the most southern part of Belcourt residential land. This assumes that the City completes the Belcourt purchase. In return the woods, land and marshes of the Mississauga site (the Central part of the Smith land) and the southern wooded parcel would be owned by the City and preserved in their natural state for the public for all time.

(545) From John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, regarding Conservation Authority - "In House" Study - Little Cataraqui Valley, and informing that the City Council proposal was discussed at an Executive Committee meeting on August 11, 1976 and the following resolution was passed:

> "That the Authority staff prepare a list of documents relative to the Little Cataraqui Creek from the Front Road to its source; and
>
> that the City of Kingston be so informed and a suggestion put forward that a joint City of Kingston, Township of Kingston, Authority Committee might be formed to look at the proposed future action on the whole of the Little Cataraqui Creek Valley."

(546) There was no communication No. 546.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board (cont'd)

(547) From Douglas J. Knapp, BASc, MASc, P. Eng. (Hydraulics) representing the Little Cataraqui Environment Association regarding planning of city owned land north of Counter Street and south of Highway 401, particularly the east branch of the Little Cataraqui Creek, and stating that if such plans include significant changes to the Creek itself - specifically, alignment of the channel and bank stabilization, that the Little Cataraqui Environment Association strongly discourage any such alteration of the natural environment. The Little Catarqui Environment Association recommend that the whole corridor of the Creek lying below the hazard lands contours be set aside as permanent and undisturbed open space.

Which Has Been Referred to the City of Kingston Planning Board

(548) Copy of the Township of Kingston Restricted Area By-Law No. 76-26 which was distributed as a supplement to *The Kingston Shoppers News*.

(549) From Mrs. Pauline Morris, Senior Planner, Official Plans Branch regarding Proposed Amendment No. 83 to the Official Plan of the City of Kingston Planning Area, and recommending that Part B - Amendment be deleted in its entirety and replaced with the following:

Part B - Amendment

1. The Official Plan shall be amended by adding the following as Section 5 (71A):

   'Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected'.

2. The Official Plan shall be further amended by showing in RED on Schedule A-3, Areas of Potential Population Increase, the 0.24 acre Parcel shown in RED on Schedule A and B of this amendment.

3. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499."

and requesting that if this meets with Councils' agreement that a resolution be passed so that they can approve the document.

(550) From Mr. S. A. Collins, President, Collins Chevrolet Oldsmobile Cadillac Ltd. objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A one and Two Family Residential to B3.124 Multiple Family Residential)."

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board (cont'd)

(551) From Mr. W. Gargaro, Manager, Kingston District Chamber of Commerce, objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A One and Two Family Residential to B3.124 Multiple Family Residential)." and, subsequently, withdrawing his objection.

(552) From Mr. C. A. Farrell, 20 Rideau Street, objecting to By-Law No. 8884, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A One and Two Family Residential to B3.124 Multiple Family Residential)."

(553) Copy of Remarks made by the Honourable Barney Danson, Minister of State for Urban Affairs, to the World Congress on Space Enclosures at the Hotel Bonaventure, Montreal, Quebec, on Thursday, July 8, 1976.

(554) From Mrs. Beverley Burlock objecting to the proposed development by Mississauga Apartments in the Little Cataraqui Creek Area.

(555) From the Township of Pittsburgh notifying that the Pittsburgh Planning Board will be holding a Public Meeting on Tuesday, August 31, 1976, to discuss proposals for the addition to the Official Plan of a secondary plan for the St. Lawrence Special Policy Area.

(556) From Mario Gencarelli submitting a zone change application for property located at 209 Nelson Street and 629, 631, 635 and 637 Princess Street from A Residential to C Commercial to permit commercial parking in a residential zone.

(557) Letters of objection to By-Law No. 8873, which amends By-Law No. 8723 - Rezone land located east of Albert Street from C Commercial to C.125 Commercial, have been received from:

- a) Miss Dorothy McEwen, 480 Albert Street
- b) Mrs. B. Genge, 478 Albert Street
- c) Mr. Chuck Breau and Mrs. Kathryn Breau, 450 Albert Street
- d) Mrs. Mary A. Flynn, 415 Albert Street
- e) Mr. Donald Bird and Mrs. Dorothy Bird, 417 Albert Street

(558) Letters of objection to By-Law No. 8868, Conversions of Existing Buildings located in C Commercial Zone east of Division Street, have been received from:

- a) Graves Brothers Ltd., Arthur H. Graves President, 176 Railway Street *(See also Communication #569)*
- b) Mr. John H. Berry, 124 Rideau Street

(559) From Dr. H. M Love, Vice-Principal (Services), Queen's University, expressing support to By-Law No. 8868 (Conversions of existing buildings - C Commercial Zone - Central Business District) on behalf of Queen's University.

(560) From Dacon Corporation Limited requesting that a by-law be passed to exempt lots 146 to 153, inclusive, in Greenridge Place Phase 111 from part lot control.

(561) From Mr. and Mrs. A. Setterington, 76 Smithfield Crescent, objecting to any further development in the Little Cataraqui Creek area, and in particular to development proposed by Mississauga Holdings.

COMMUNICATIONS (cont'd)

To be Referred to the Finance Committee

(562) From Patricia Hodge, Corresponding Secretary, The Association of Woman Electors of Kingston Area, regarding the leasing of City owned land, and requesting that rental rates be updated to reflect the market value of city owned land when leasing is involved. They feel that the favourable rate granted the Evangel Pentecostal Church constitutes a subsidy, the cost of which is born by parkland capital rather than by current funds.

To be Referred to the Finance and Planning Board Committees

(563) From Helen A. Henrikson, President, The Little Cataraqui Environment Association, Kingston, drawing attention to a report of a survey of ground elevations of J. L. Smith's land west of the Ambassador Motel. This study was done by Major R. Parent, Associate Professor of Civil Engineering at Royal Military College, and by Professor R. Jones. It was submitted to the Conservation Authority, who referred it to Chrysler-Latham Engineering Company, and they are awaiting a reply.

To be Referred to the Community Services Committee

(564) From J. Smith, Director, Frontenac Diversion Program, enclosing a brief description of both the Juvenile Court Committee and the Restitution Project for Frontenac County, and suggesting that as one of the objects of volunteer work is to enable the young person to make some restitution to society at large, it would be an excellent idea for them to work for the City.

Which has Been Referred to the Housing Sub-Committee

(565) Copy of the Fifty-Sixth Annual Report of the Canadian Council on Social Development.

(566) From Central Mortgage and Housing Corporation enclosing a copy of the results of their semi-annual apartment vacancy survey conducted in the Kingston Census Agglomeration and reporting a 0.8% vacancy rate as of April 1976.

To Be Referred to Community Services

(567) From J. B. Adamac, C.M.C. City Clerk, The Corporation of The City of Windsor, advising that the following resolution was adopted by Council at its last meeting, August 23, 1976.

WHEREAS pensioners, low income retirees and other low income groups find it increasingly more difficult to pay their municipal taxes; and

WHEREAS the majority of these people who live in their own home wish to continue to do so; and

WHEREAS municipal tax assistance may only be provided to homeowners who are recipients of the Guaranteed Income Supplement under The Municipal Elderly Residents Assistance Act, 1973; and

WHEREAS there are a number of low income persons who are not homeowners but who pay substantial monthly rents; and

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(567) (cont'd)

WHEREAS assistance provided by a municipality under the Municipal Elderly Residents Assistance Act is not subsidizable, and if applicable in the City of Windsor would cost in excess of $200,000 annually based on a tax concession of $100.00 for each eligible property, and would be borne by other taxpayers, many of whom are subsisting on minimum wage incomes and are in as dire need; and

WHEREAS the placing of such persons in public housing or Homes for the Aged requires further subsidization through municipal and provincial taxes; and

WHEREAS many homeowners do not wish to incur a debt against their property under the Municipal Tax Assistance Act; and

THEREFORE BE IT RESOLVED that the Province be requested to expand the Ontario Tax Credit Plan to provide an increase in the amount of the rebate of property tax or rental payments for pensioners, low income retirees and other low income groups.

and requesting support for this resolution.

(568) From J. B. Adamac, C.M.C. City Clerk, The Corporation of The City of Windsor, advising that Windsor City Council at its meeting held August 23, 1976 adopted the following resolution:

WHEREAS the needs of municipalities for revenues to provide services for their citizens is constantly expanding; and

WHEREAS municipalities have been tied to the property tax which is not a tax which expands with the economy in a direct manner; and

WHEREAS the property tax despite property tax credits remains a regressive tax;

THEREFORE BE IT RESOLVED that municipalities be accorded a proportion of the income tax generated in those municipalities as an unconditional grant from the Provincial Government, and that the Association of Municipalities of Ontario be urged to appoint a special committee to study and recommend a method of implementing this proposal.

and requesting support for this resolution.

Which Has Been Referred to the City of Kingston Planning Board

(569) From Mr. Arthur H. Graves, President, Graves Brothers Ltd. withdrawing his objection to Restricted Area Zoning By-Law No. 8868, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Conversions of Existing Buildings Located in C Commercial Zone East of Division Street)."

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance Committee

(570) From John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, with reference to Conservation Authority - "In House" Study Little Cataraqui Valley, and advising that this subject was discussed at the General Meeting of the Authority on August 25, 1976 and the following resolution was passed:

"Resolution 25-76

It was moved by M. H. Edwards
Seconded by Mrs. J. MacKenzie
That a Steering Committee to undertake a study of the Little Cataraqui Creek Valley be formed:

that the Ciry of Kingston and the Township of Kingston be requested to appoint two members and that two members be appointed from the Authority; and

that the Chairman select the Authority representatives.

and requesting that if Council is in agreement with this proposal that they advise the Authority of the names of the appointees.

Which Has Been Referred to the Transportation Committee

(571) Copy of a letter from Mr. D. A. Gordon, A. M. C. T. Clerk, Township of Kingston to Mr. Ralph E. Goodale, Parliamentary Secretary to the Minister of Transport, Ottawa, regarding North-South Arterial Road, Meeting. Mr. Gordon was advising that Council had suggested the dates of the 23rd or 24th September and October 4th or 6th as suitable dates, and requesting which of these dates would be most suitable for the meeting, and also enquiring whether the meeting was to be held in Ottawa. He also suggested a time after 10:00 a.m. for the meeting.

To Be Filed

(572) From D. A. Gordon, A.M.C.T. Clerk, Township of Kingston, regarding water to Airport charges and advising that the charge would be at the same rate as commercial and industrial users in the Township. This will be retroactive and an amended bill will be sent.

(573) From D. A. Gordon, A.M.C.T. Clerk, Township of Kingston, regarding Water Connection to the Township of Kingston, and advising that as the Water Filtration Plant is nearing completion, the Township would like to suggest October 15, 1976 as the termination date for the City-Township water connection contract. The Township is most pleased with the co-operation that has been received to date on the interconnection between the Township and the City as it is indicative of how the two Municipalities can mutually assist each other.

To Be Referred to the City of Kingston Planning Board

(574) From John A. Parker, Secretary-Treasurer, Cataraqui Region Conservation Authority, regarding fill application - Superior Propane Ltd. - Lot 24, Concession III, City of Kingston, and enclosing fill application with an attached plan.

COMMUNICATONS (Cont'd)

To Be Referred to the City of Kingston Planning Board (cont'd)

(575) Copy of *Planning in a Human Way* by Harry Lash, published by the Macmillan Company, Canada Limited, for the Ministry of State for Urban Affairs.

To Be Referred to the Community Services Committee

(576) From John Rhodes, Minister, Ontario Ministry of Housing, regarding safety of children in multi-storey buildings. He states that in recent years a number of children have died as a result of falling from unprotected window and balcony openings, and advising that following an inquiry into one recent death, the Chief Coroner of Ontario requested that a review be made of the powers available to municipal councils to require the installation of protective features on external openings in such buildings. As a result of this review the municipalities have two ways by which they can require that such features be installed:

1. *The new Ontario Building Code makes provisions for the installation of safety features on windows and other external openings in newly constructed apartment and multi-family buildings. Municipalities, therefor, have the power to ensure that protective devices be required in buildings erected in accordance with the new Ontario Building Code.*

2. *These new provisions cannot, however, be applied retroactively to existing buildings erected before the Code came into effect. For such buildings he is advised, that a municipality has, through the application of a Maintenance and Occupancy By-Law passed under the provisions of Section 36 of the Planning Act, the power to require that safety features be installed, providing the by-law prescribes an appropriate standard. Such a standard may be derived from the standard prescribed in the Ontario Building Code, or an alternative standard which the municipality deems to be appropriate.*

Since this is a subject of significant public concern, he would be obliged if Council's attention is brought to the powers described above which are available to a municipality in ensuring protection for children occupying suites in multi-storey buildings. Council may deem it appropriate to amend its Maintenance and Occupancy By-Law to provide for the requirement of such safeguards.

To Be Referred to the Community Centre Board

(577) From Bette Stephenson, M.D., Minister, Ontario Ministry of Labour, notifying of an alternative, which could promote public safety, while enabling arenas to remain open at the Harold Harvey Recreation Centre and the Kingston Community Memorial Centre as follows:

(a) to have an acceptable design prepared and to have commenced work to permanently rectify the hazard; and

(b) to be subject to monitoring inspection procedures and routines as prescribed by a professional engineer.

COMMUNICATIONS (cont'd)

To Be Referred to the Parks and Recreation Committee and the Communtiy Centre Board

(578) Copy of *News Release* from the Ontario Ministry of Labour Information Services, 400 University Avenue, Toronto, with reference to Ontario increasing grants to repair unsafe arenas.

To Be Filed

(579) From C.R. Tindal, Ph.D., St. Lawrence College, notifying that a week-end seminar at St. Lawrence College has been tentatively scheduled for October 29th to 30th, on the whys and wherefores of getting involved in the 1976 municipal elections, and that a seminar brochure and registration forms will be available in mid-September.

To Be Referred to the City of Kingston Planning Board

(580) Copy of a letter to the Ontario Municipal Board from J.B. Sampson, requesting the Board to set a date to hear objections to By-Law No.8215, which amends By-Law No. 8499, Restricted Area Zoning By-Law.

PETITIONS

REPORTS

At the request of the Chairman, Council consented to the WITHDRAWAL of Report No. 89 of the City of Kingston Planning Board.

REPORT NO. 89

August 24, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Official Plan Amendment #83 which amends the low density policy so that two duplexes at medium density are allowed on a 0-24 acre parcel at the south-west corner of Johnson and Aberdeen Streets has been submitted to the Minister of Housing for approval, and

   WHEREAS the Ministry of Housing has suggested certain modifications to the format of the amendment which do not change the substance in any way;

   THEREFORE BE IT RESOLVED that it be recommended to Council that the Ministry of Housing be informed that Council concurs in the following modification to Amendment #83;

REPORTS (cont'd)

Report No. 89 - City of Kingston Planning Board (cont'd)

1. (cont'd)

Delete "Part B - Amendment" in its entirety and replace with the following:

Part B - Amendment

1. The Official Plan shall be amended by adding the following as Section 5(71A):

   'Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land shown in RED on Schedule A-3, Areas of Potential Population Increase, and located at the south-west corner of Johnson and Aberdeen Streets, two duplexes may be erected.'

2. The Official Plan shall be further amended by showing in RED on Schedule A-3, Areas of Potential Population Increase, the 0.24 acre parcel shown in RED on Schedule A and B of this amendment.

3. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499.

WITHDRAWN

Ald. Gerretsen presented Report No. 90 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, That Report No. 90 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 90

To The Mayor and Aldermen September 1st, 1976

The Transportation Committee reports and recommends as follows:

1. That the account of Mel Hughson Haulage, in the amount of $2,880, for topsoil used at Norman Rogers Airport, be approved for payment.

CARRIED

REPORTS (cont'd)

Report No. 90 - Transportation Committee (cont'd)

2. That the account of Maxim Electrical Construction Company Limited, in the amount of $613.18, for parts and repair to Runway 06-24 lighting, be approved for payment.

CARRIED

Respectfully submitted,

(signed) J.P. Gerretsen (Chairman)
G. Allmark
T.D. French
J. Hawkins
D.J. Travers

* * *

Ald. Keenleyside presented Report No. 91 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 91 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORT NO. 91

September 2, 1976.

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Thomas Lemon and Sons Ltd - $618.24 - repairs carried out to heating system at 19 Queen St. - lowest quotation received.

Robert J. Lappan Excavating - $559.00 - rental of bulldozer and backhoe including operators for various Parks Department projects - lowest quotation received.

Musical Performance Trust Fund - $2250.00 - band concerts.

CARRIED

REPORTS (cont'd)

Report No. 91 - Parks and Recreation Committee (cont'd)

2. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - Schedule "C" Rates for Rental of Facilities - be amended to increase the ice rental rate for tournaments from $22.00 to $28.00 per hour.

CARRIED

Respectfully submitted,

(signed) *J.L. Keenleyside (Chairman)*
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. Breen presented Report No. 92 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 92 of the Public Works Committee be received and adopted clause by clause.

Report No. 92

September 7, 1976

To the Mayor and Aldermen: -

The Public Works Committee recommends as follows: -

1. That the following resolution of the City of Windsor be not endorsed:

"615/76 That the Honourable Darcy McKeough, Provincial Treasurer and Minister of Economics and Intergovernmental Affairs, BE URGED to introduce an amendment to Section 293 of The Municipal Act which would permit municipal Councils to incur a debt, the payment of which is not provided for in the current estimates or the term of the current council, to undertake the construction of pavements, bridges, and other road improvements without the necessity of applying to the Ontario Municipal Board for dispensation of the vote of the electors; and further, that a copy of this report be forwarded to other Ontario cities and the Association of Municipalities of Ontario for support."

CARRIED

REPORTS (cont'd)

Report No. 92 - Public Works Committee (cont'd)

2. That a new rubber suction hose be purchased for the catch basin cleaner from Wheels, Brakes and Equipment at a cost of $537.00 plus freight and provincial sales tax, being the only source of supply.

CARRIED

3. That Mr. G. de Lugt, P. Eng., Deputy City Engineer, be designated as a signing authority to approve of Bell Canada Municipal consents of projects to be located in street allowances.

CARRIED

4. That the tender of Keeler Sales and Service Limited for one new model 750 sand spreader at a cost of $4,151.60, T.I.P., F.O.B. Kingston, with no allowance for the Corporations's KS model HD-62 sand spreader be accepted, being the second lowest tender received.

Note - The lowest tender was submitted by King Seagrave Limited in the amount of $3,763.83. The type of sander covered by the above recommendation was incepted into use last year and is considered to provide greater versatility of function and is regarded as operationally superior to former counterparts.

CARRIED

5. That the tender of Keeler Sales and Service Limited for one new Dumco SC27 under chassis snow plow, in the amount of $1,950.00 (T.E.P.) be accepted, being the second lowest tender received.

Note - The lowest tender was received from Eastern Steel Company in the amount of $1,900.00. The slight price differential, coupled with adaptability and operational satisfaction afforded by existing units, lends support to equipment standardization.

CARRIED

6. That the tender of Commercial Door Supplier, for the supplying and installing of three electrical activated door operators, including all electrical wiring and necessary disconnect switches, at the Garbage Department garage, in the amount of $2,556.00, be accepted being the only tender received.

CARRIED

7. That the tender of Canadian Salt Company for the supplv of 4,000 tons, more or less, of ice control salt, in the amount of $18.358 (T.I.P.) per ton delivered, be accepted being the lower tender received.

CARRIED

8. That the tender K. Mulrooney Trucking for supplying, mixing and stockpiling of 5,000 cubic yards, more or less, of winter control sand in the amount of $ 3.38 per cubic yard be accepted, being the lowest tender received.

CARRIED

9. That the policy of allowing employees of the Public Works Department to take City-owned vehicles home at night and on weekends, be discontinued.

REFERRED BACK TO PUBLIC WORKS COMMITTEE
(See following Motions)

Moved by Ald. Keenleyside,
Seconded by Ald. Gerretsen,

That Clause 9, Report No. 92, be referred to the Finance and Accounts Committee.

(See following Motion of Amendment)

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That the Motion of Ald. Keenleyside and Ald. Gerretsen be amended by deleting the words "Finance and Accounts Committee" and substituting therefor the words "Public Works Committee".

CARRIED 9:5

REPORTS (cont'd)

Report No. 92 - Public Works Committee (cont'd)

Moved by Ald. Keenleyside,
Seconded by Ald. Gerretsen,

That Clause 9, Report No. 92, be referred back to the Public Works Committee.

CARRIED AS AMENDED 9:5
(See Recorded Vote)

Ald. Travers requested a Recorded Vote on the Motion to refer Clause 9 back to the Public Works Committee, which was as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins (9)

NAYS: Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Travers (5)

10. That, since the contractor has already completed the work included in Stages 1 and 2 of Contract 76/11W - Montreal Street Re-alignment - and has commenced the work included in Stage 3 - the closing of Montreal Street from Elliott Avenue to Hickson Avenue to through traffic for an eight week period commencing on September 9, 1976 to November 5, 1976 to facilitate the re-alignment of Montreal Street, rather than from October 1, 1976 to November 26, 1976 as authorized by By-law No. 8880, be confirmed.

(See By-Law 4: No. 8912) CARRIED

11. That the quotation of Glen Lawrence Construction in the amount of $16,328.35 to construct an asphalt sidewalk on the north side of Weller Ave., from Wilson to Daly St. and from Daly St. easterly 480', be accepted, being the lower quotation received; provision for this work having been made in the 1976 Public Works Capital Budget and it being understood that if the Ontario Municipal Board approval of the section of sidewalk from Daly St. easterly 480' is not received in time to permit completion in 1976, the Contractor will have the right to re-negotiate the price for asphalt.

CARRIED

Respectfully submitted,

(signed) *B.E. Breen (Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Gerretsen presented Report No. 93 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 16 by deleting the initials "NIP" and substituting therefor the initials "O.H.R.P.", and to the addition of Clause 25 for presentation to Council.

Moved by Ald. Gerretsen, Seconded by Ald. Keyes, that Report No. 93 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORTS (cont'd)

August 23, 1976.

REPORT NO. 93

To the Mayor and Aldermen:

The Finance Committee reports and recommends as follows:

1. That Clause 21, Report No. 78, be amended to eliminate the reference to rezoning the 100' strip of land owned by Belcourt Construction (Canada) Limited now Beaufort Realties (1964) Inc. and to include this in the land to be sold to the City for $500,000. - and further - that references to the type of development on the plan dated July 7th 1976 be deleted and an undertaking be substituted that the commercial land will be developed in conformity with the new zoning by-law and that the necessary by-laws be presented to Council - and further - that the 1976 Capital Budget be amended to provide for this expenditure.

(See By-Laws 1 & 2: No. 8909 and 8910)

CARRIED 13:1
(Ald. Hawkins opposed)

September 8, 1976.

2. That, as recommended by Smith, Mill & Ross, Architects the following additions to the Contract with Univex (Canada) Limited be ratified for payment:

A.	F.O.H. Plugging Strip as specified under Section 16C-5, paragraph A.	$2,250.00
B.	Wall and Side Pocket Receptacles as specified under Section 16C-5, paragraph B.	2,675.00
C.	Existing Pipe #1 as specified under Section 16C-5, paragraph C.	1,490.00
D.	Existing Pipe #2 as specified under Section 16C-5, paragraph D.	230.00
E.	Existing Pipe #3 as specified under Section 16C-5, paragraph E.	225.00
F.	Junction Box #7 as specified under Section 16C-5, paragraph E.	75.00
G.	Control Booth all trades as indicated and/or specified	2,220.00
		$ 9,165.00

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

2. (cont'd)

Additional sum for purchase of 20 amp plugs to be turned over to the Theatre electrician for the purpose of replacing the plugs on existing luminaires.	335.00
	$ 9,500.00

(Note: $6,500.00 is available from "Contingencies" in the Contract with Univex. Sufficient funds are on hand for the additional $3,000.00).

CARRIED

3. That the account of International Paints in the amount of $3,299.12, for the supply of paint for the Onshore Olympic Sailing Facilities, be approved for payment.

CARRIED

4. That, as recommended by R.P.A. Consultants Limited and concurred in by the Architects Consortium and the Commissioner of Parks and Recreation, the account of Comstock International in the amount of $2,600.00 for sealing of the roof deck under the roof-top air conditioning units be authorized for payment.

CARRIED

5. That, the accounts of the Architects Consortium for professional and consultant services rendered in connection with the Onshore Olympic Sailing Facilities for the months of May and June, 1976, in the amounts of $8,852.70 and $3,466.20, be authorized for payment.

CARRIED 13:1
(Ald. Hawkins opposed)

6. That, as recommended by R.P.A. Consultants Ltd., the account of Panther Engineering & Construction Limited, in the amount of $2,142.16, for miscellaneous work (cement work, patching holes in building, clean up, etc.) be authorized for payment.

CARRIED 13:1
(Ald. McArthur opposed)

7. That, as recommended by R.P.A. Consultants Limited, the account of W.H. Ellinger Limited in the amount of $2,007.41, for supply of materials and labour for miscellaneous carpentry work at the Portsmouth Olympic Harbour be authorized for payment.

CARRIED

Mayor Speal declared a Conflict of Interest in Clause 8 as he acted in the past as Solicitor for one of the partners involved in the Restaurant.

8. That, as recommended by R.P.A. Consultants Limited, the account of Comstock International Limited in the amount of $14,128.80, for mechanical work in connection with the restaurant facilities at the Portsmouth Olympic Harbour be authorized for payment.

CARRIED 12:1
(Ald. Hawkins Opposed; Mayor Speal abstained.)

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

9. That, as recommended by R.P.A. Consultants Limited, the account of R.E. Ferguson Limited in the amount of $257.36, for electrical work at the Portsmouth Olympic Harbour, be authorized for payment.

CARRIED

10. That, as recommended by R.P.A. Consultants Limited, the account of Kingstoh Lath & Plaster Limited in the amount of $626.76, for repairing ceiling tile through out the building at the Portsmouth Olympic Harbour be authorized for payment.

CARRIED

11. That, as recommended by R.P.A. Consultants Limited, the account of R.E. Ferguson Limited in the amount of $1,668.19, for re-installation of the crane motor on dock area, installation of the new outlets in the second floor lounge for T.V., and connection of the gas pump shed at the wharf at the Portsmouth Olympic Harbour be authorized for payment.

CARRIED

12. That the action of the Clerk-Comptroller in signing a rental agreement with Xerox of Canada Limited for:

4000	COPIER	- Monthly basic rental $50.00
1-10	copies	3.7¢ per copy
11+	copies	.9¢ per copy

be ratified and confirmed, it being noted that the monthly pooled commitment with Police Department and Library is $400.00.

(Note: Agreement is on a month to month basis.
A free monthly trial shows that:
(a) clearer copies are produced than on photocopy machines.
(b) more economical - copies can be produced on both sides of ordinary paper.
(c) relieves load on A B Dick printing machine and will prolong its life.

Is located in the print shop.)

CARRIED

13. That, as recommended by R.P.A. Consultants Limited, the payment of the account received from Comstock International Ltd. be ratified and confirmed:

Supply and install Reznor conversion kits	$ 875.00
Labour and Material	4,349.65
	$5,224.65

CARRIED

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

14. That, as recommended by R.P.A. Consultants Limited, the payment of the following accounts received from R. E. Ferguson Ltd. be ratified and confirmed:

Sundry Electrical Work - $2,965.07
and $3,312.49.

CARRIED

15. That, as recommended by the Public Works Committee an agreement be entered into with the C.N. Railway to give them at no cost a quit claim deed to parcel of land described as Part 6 and shown outlined in Red on Plan No. 13-R-1451 dated August 13, 1975 comprising 0.2 acres in exchange for parcel of land described as Part 1 and shown outlined in Blue on the same plan and comprising 0.93 acres, which land is required by the City to permit the re-alignment of Montreal St., it being understood that the railway will not be assessed for local improvement projects that are presently in progress.

(Note: *It has not been possible to establish the ownership of Parcel Part 6 which was formerly part of the land comprising the old underpass*).

CARRIED

16. That, as recommended by the City Solicitor, a Postponement Agreement be entered into by the City of Kingston for property owned by Kenneth and Betty Kleinsteuber at 414 Montreal Street being Parts of Lots 14 and 15, Registered Plan D-6 to provide that a certificate of lien registered against the title to this property in the amount of $1,632.00, being the amount of an advance under O.H.R.P. program take second priority and that a mortgage with Victoria and Grey Trust Company in the amount of $15,000.00 take first priority on the title to this property.

(Note: A copy of the letter from the City Solicitor has been distributed to all members of Council with the Finance Agenda.)

CARRIED AS AMENDED

17. That, as recommended by the Community Services Committee, a budget transfer from Account 3787-1 "Supervisory & Teaching Salaries, Oakwood Day Care Centre" to Account 3780 "Capital Expenditures" in the amount of $2,500 be approved to cover additional expenses incurred at the Work Activity Project.

CARRIED

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

18. That, as recommended by the Parks and Recreation Committee, 95 s.f. of floor space in the Portsmouth Olympic Harbour Park Building be leased to the Kingston Boys' and Girls' Club for a period of two years at an annual rental of $5.00 per s.f. including heat, light and water and excluding caretaking services, it being understood that the accommodation will be used for office activities only.

CARRIED

19. That, as recommended by the Parks and Recreation Committee, 207 s.f. of floor space in the Portsmouth Olympic Harbour Park building be leased to Mr. J. B. McCormick for a period of one year at an annual rental of $5.00 per s.f. including heat, light and water and excluding caretaking services, for use as an office to conduct his Recreation Consulting Service.

CARRIED

20. That the Parks and Recreation Committee be given authority to secure proposals from people who wish to rent space at 19 Queen Street, it being understood that the accommodation will be offered on a competitive basis and decisions made by the Committee regarding lease/rental arrangements will be referred to the Finance Committee for finalization.

CARRIED

At the request of Ald. Hawkins, Clause 21 was divided and voted upon separately.

21. That the funds allocated for conversion of the Portsmouth Olympic Harbour Park in the amount of $29,900 be allocated as per the following report prepared by the Commissioner of Parks and Recreation:

1. Asphalt Removal & Conversion to Turf

3200 sq. yards @ $4.00 $13,000.

This involves four (4) areas along King St. and the 20 x 500 Boulevard, three (3) Triangles near Manor, and internal grass areas in Marina area.

CARRIED 13:1
(Ald. Breen opposed)

2. Fence Work (as per approved plan)

a)	Removals	$1,800.	
b)	Marina Area Enclosure	3,500.	
c)	Chain Fence - 30"	3,000.	
d)	Triplex - 48" x 60"	1,000.	
e)	Reduce height - Peters' & Amey's	2,000.	
		$11,300.	11,300.

CARRIED 12:2
(Ald. Breen, Ald. Hawkins Opposed.)

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

21. (cont'd)

3. Landscape & Recreation Facilities

a) Tennis Court - Deleted by the Finance Committee		
b) Construction & Installation of Planters & Playground Equipment	4,700.*	
c) Trees & Shrubs	900.	
	5,600.	5,600.
		$29,900

*Item 3. b) has to date been partially expended to the amount of $3,145.15.

CARRIED 11:3
(Ald. Breen, Ald. Hawkins, Ald. Matthews Opposed)
(See following Motion which was LOST)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 21, 3a, be amended by adding an amount of $3,800.00 for tennis courts.

LOST 5:9
(See Recorded Vote)

Ald. Hawkins requested a Recorded Vote on the Motion to amend Clause 21 3a, which was as follows:

YEAS: Mayor Speal, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Travers (5)

NAYS: Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Keenleyside, Ald. Keyes, Ald. McArthur, Ald. Miller, Ald. Timmins (9)

22. That, as recommended by the Parks and Recreation Committee, an agreement be entered into with the Public Utilities Commission to grant them a watermain easement in Artillery Park in a location as shown coloured in green on Dwg. No. 40-0-149M/41 dated July 19th 1976 for the sum of $1.00.

(Note: The agreement is the standard form of easement agreement. The Public Utilities Commission will have the easement drawing prepared by an Ontario Land Surveyor prior to execution by the City).

CARRIED

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

23. That, as recommended by the Public Works Committee, Contract 76/8W with Glen Lawrence Construction Company Limited be and is hereby amended to include the construction of asphalt sidewalks on Weller Avenue, north side from Wilson to Daly Street and on Weller Avenue, north side from Daly Street easterly 480 l.f. at a total cost of $16,328.35, revision of contract unit quantities as set out below and extension of completion date from October 21st to November 5th 1976; it being understood that if the Ontario Municipal Board approval of the latter sidewalk is not received in time to permit completion in 1976, the Contractor will have the right to re-negotiate the price for asphalt, provision of this expenditure having been made in the 1976 Public Works Capital Budget:

Item	Description	Est. Quant.	Unit Price		Total Cost
7	Construction of 4.5' wide asphalt sidewalk	1,728 l.f.	2.70		$4,665.60
8	Granular Type "B"	555 tons	5.50		3,052.50
9	Granular Type "A"	200 tons	6.00		1,200.00
10	Sandy loam backfill	152 c.y.	4.00		608.00
11	Sodding	775 sq. y.	1.75		1,356.25
12	Supplying & installing 12"Ø galvanized culverts	*102 l.f.	8.00		816.00*
13	Supplying & installing 10"Ø galvanized culverts	* 55 l.f.	8.00		440.00
14	Shale rock excavation	30 l.y.	10.00		300.00
15	Reshaping & grading shallow ditch	660 l.f.	800.00	l.sum	800.00
16	Grading the swale	550 l.f.	700.00	l.sum	700.00
17	Installation of 2 precast catch basins	2 units	390.00		780.00
18	Relocation of one catch basin	1 unit	300.00		300.00
19	Catch basin runs 8" Ø -Class "B" bedding	20 l.f.	15.50		310.00
20	Extra work if required	1,000.00			1,000.00
			TOTAL COST		$16,328.35

*Unit prices have been negotiated with contractor and contractor agreed to reduce the price to $8.00 per foot.

CARRIED

REPORTS (cont'd)

Report No. 93 - Finance and Accounts Committee (cont'd)

24. That, as recommended by the Purchasing Agent and pursuant to the conditions of Tender No. 76-21 for Petroleum Products, the following price revisions be approved it being noted that these price changes reflect product increases approved by the National Energy Board and the Anti-Inflation Board:

				Effective:	
			Sept. 3	Sept. 30	Oct. 4
Gulf Oil	Gasoline	Grade 1	.653		.66
		Grade 2	.607		.614
	Oil Diesel Fuel	Grade 1	.6452		.6522
		Grade 2	.6452		.6522
	Cleaning Solvent		.822		.833
Imperial Oil	Mineralube 10-20-30 Grades	Drums		1.77	
		4/Qts.		2.05	
	Essolube HD 10-20-30 Grades	Drums		1.59	
		4/Qts.		1.87	
	Essolube HDX 10/30	Drums		1.94	
		4/Qts.		2.22	
	Essolube XD3 10-20-30	gals.		2.12	
	Esso Gear GX 75/80-90-140	13 gals.		2.78	
		45 gals.		2.46	
	Auto Trans.	4/Qts.		2.51	
	Esso MP Grease	#120 Kegs		53.64	
		#400 Drums		168.80	

CARRIED

Ald. French declared a Conflict of Interest in Clause 25 due to pecuniary interests.

25. That, the List of Accounts No. 7, dated July, 1976, in the amount of $5,197,414.36 for expenditures incurred under proper authorization be approved.

(Note: A copy of the List has been distributed to each member of Council.)

CARRIED 13:0
(Ald. French abstained)

Respectfully submitted,

(signed) *George N. Speal* (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes

* * *

UNFINISHED BUSINESS

Ald. French reported that the building on the north east corner of Alfred and Union Streets, which had just been renovated by Queen's University, was now being occupied by students as a residence and that he had received many comments on the good work that had been done by the University to renovate this old home.

Ald. Miller said that the "Project V" of Queen's University, which includes other buildings in the vicinity, was progressing well and that, although the cost to renovate an old building is high, the University has found it costs less to renovate than to build a new building having the same number of units.

Ald. Miller said that a downtown revitalization program had been announced by the Government of Ontario in an article in the Globe and Mail, and she said that she hoped to get the details of this program soon, in order that it might be determined if it can be utilized in Kingston.

Ald. Miller said that it had been reported in the Globe and Mail that the Honourable Darcy McKeough, Treasurer of Ontario, at a Provincial/Municipal Liaison Committee meeting, had announced the Ontario Government's commitment to municipalities as to the amount of their grants for 1977.

Ald. Miller said that the City's litter receptacles in the central business district were being well used by the public to help keep Kingston clean.

Ald. Matthews requested the Public Works Chairman to see if the dust nuisance on Abby Dale Court and Carriage Court Avenue at the rear of the Rideau Heights Public School could be stopped, now that the children are in school.

Ald. Matthews said that the City's recently acquired property at Bay and Montreal Streets appeared to be used as a site for bootlegging. He said that this use should be cleared up by the Police Department and that the building should be torn down as soon as possible.

Ald. McArthur said that the tenders for the demolition of these buildings had only been opened on September 10th.

Ald. McArthur inquired as to whether the procedure for selecting a new Chief of Police would be the same that was utilized in the selection of the late Chief Smith.

Ald. Travers said that the City was attempting to move the tenants from the houses on Bay and Montreal Streets.

Ald. Keyes said that the tenders for the demolition of buildings on Bay and Montreal Streets, which had just been opened, had not yet been analyzed or considered by the necessary committee to date.

Ald. Keyes said that the people in the Mowat Woods Subdivision are concerned about when the asphalt sidewalk in front of the homes was to be repaired.

Ald. Breen requested that a study be made of the Olympic Harbour in order that the problem of tieing up the boats to the wharfs could be overcome.

UNFINISHED BUSINESS (cont'd)

Ald. Allmark said that the recent "sculpture" installed in Churchill Park is dangerous to children due to its many projections and that the temporary fence put around the sculpture was not adequate.

Ald. Keenleyside said that the temporary fence around the sculpture at Churchill Park was only "temporary" and that the Committee would be considering a permanent solution to the problem at its next meeting.

Ald. Keenleyside said that the Parks Department recognizes that the breakwater at the Portsmouth Olympic Harbour requires additional engineering sutdy in order to relieve the surging problem inside the Harbour, and yet a current is needed in the Harbour to prevent stagnation of the water. He said that the Parks Committee would be considering this item at the next meeting. He also said that some people are not properly securing their boats in the Harbour.

Ald. McArthur said that the Police know of the bootlegging problem at Bay and Montreal Streets and had raided the premises and that the matter was now before the courts.

Mayor Speal reported that the City's Building Inspector had submitted applications to Central Mortgage and Housing Corporation for grants totalling $261,000.00 which would be paid after the buildings were constructed.

BY-LAWS

ALL BY-LAWS WERE PASSED UNANIMOUSLY EXCEPT FOR THE FOLLOWING:

Ald. Allmark was opposed to By-Laws 1 and 2.

Ald. Hawkins was opposed to By-Laws 1 and 2.

Ald. Matthews was opposed to By-Laws 1 and 2.

Ald. McArthur was opposed to By-Laws 1 and 2.

Ald. Timmins was opposed to By-Laws 1 and 2.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 6 plus 11 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 3 to 6 and 11 their third reading.

CARRIED

(c) Moved by Ald. Keyes,
Seconded by Ald. Gerretsen,

That By-Laws 3 to 11 be given their third reading.

CARRIED

BY-LAWS (cont'd)

(1) A By-Law to Authorize the Execution of an Agreement with Beaufort Realties (1964) Inc., for the Acquisition of Certain Lands (32 Acres + 100 foot strip - Bath Road and Little Cataraqui Creek Area)

(TWO READINGS) (PROPOSED NO. 8909)
Clause 1, Report No. 93, 1976

CARRIED 9:5
(Ald. Allmark, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins opposed)

(2) A By-Law to Authorize the Borrowing of $500,000. Upon Debentures for the Purchase of Certain Lands located North of the Bath Road and East of Little Cataraqui Creek.

(TWO READINGS) (PROPOSED NO. 8910)
Clause 1, Report No. 93, 1976

CARRIED 9:5
(Ald. Allmark, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins opposed.)

(3) A By-Law to Amend By-Law No. 4489 "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and and to Fix the Rates and Charges for Parking on such Parking Lots" (Increase Rate - Byron Parking Lot)

(THREE READINGS) (PROPOSED NO. 8911)
Clause 8, Report No. 80, 1976

(4) A By-Law to Amend By-Law No. 8880, A By-Law to Close a Portion of Montreal Street for a Certain Period "(Revised Period)

(THREE READINGS) (PROPOSED NO. 8912)
Clause 10, Report No. 92, 1976

(5) A By-Law to Designate the Grand Trunk Railway Terrace and the Depot School Day Care Centre to be of Historic or Architectural Value or Interest.

(THREE READINGS) (PROPOSED NO. 8913)
Clause 2, Report No. 75, 1976

(6) A By-Law to Authorize the Execution of an Agreement with John Douglas Cunningham and Jane Katherine Cunningham (Committee of Adjustment - Consent to Severance - 102 Centre Street)

(THREE READINGS) (PROPOSED NO. 8914)

Committee of Adjustment
- and -
Ontario Municipal Board

(7) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of The Local Improvement Act (Stanley - Adelaide, Phase II)

(THIRD READING) (PROPOSED NO. 8658)
Clause 2, Report No. 114, 1975

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Execution of an Agreement with the Frontenac County Board of Education (Improvements - Robert Meek Public School Grounds and Central Public School Grounds)

(THIRD READING) (PROPOSED NO. 8661)
Clause 2, Report No. 116, 1975

(9) A By-Law to Authorize the Construction of Certain Storm Sewers under the Provisions of Section 8 of The Local Improvement Act (Kingscourt Area, Phase I)

(THIRD READING) (PROPOSED NO. 8664)
Clause 8 (B), Report No. 118, 1975

(10) A By-Law to Authorize the Reconstruction of a 12 Inch Sanitary Sewer in Queen Street, under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING (PROPOSED NO. 8881)
Clause 26, Report No. 78, 1976

(11) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on the 13th Day of September, 1976.

(THREE READINGS) (PROPOSED NO. 8915)
City Council Meeting No. 20

MOTIONS

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Keyes,

That the sympathy of Council be extended to the family of the late Richard Houston, Counsel to the Corporation of the City of Kingston.

CARRIED

(2) Moved by Ald. Breen,
Seconded by Ald. French,

That the sympathy of Council be extended to the family of the late Mrs. Ruth Leeder, mother of the City Treasurer and Deputy Comptroller.

CARRIED

MOTIONS (cont'd)

(3) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Council do now adjourn.

CARRIED

Council adjourned at 9:28 P.M.

(signed) *M.C. Healy,*
Deputy City Clerk.

(signed) *George N. Speal,*
Mayor.

Local Govt

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, September 27, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 16, held July 12, 1976, and as confirmed August 16, 1976, be amended on Page 539 by the addition of the following:

"(d) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Law 5 be given its third reading.

LOST 7:8

(Ald. Breen, Ald. French, Ald. Hawkins, Ald. Keenleyside, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb opposed.)",

-and-

That the Minutes of City Council Meeting No. 16, held July 12, 1976, as amended, be adopted.

COMMUNICATIONS

To Be Filed

(581) From the partners of Thorne Riddell & Co., Chartered Accountants, announcing the election to partnership of Allen E. Burdett, C.A.

(582) Copy of the Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held September 8, 1976, notifying, among other things, that the City's request to the Authority to include an amount of $1,500,000.00 in their 1977 preliminary budget for acquisition of Little Cataraqui Creek Valley lands based on appraisals obtained by the City of Kingston, has been approved.

(583) From the Community Planning Association of Canada notifying that CPAC Ontario Fall Forum '76 will be held in the Park Plaza Hotel on November 7, 8 and 9, 1976, with the topic being *"Plan your finances and finance your plan"*.

(Copies have been distributed to all members of Council.)

(584) Copy of *In Review*, published by the Bureau of Municipal Research dated September, 1976.

(Copies have been distributed to all members of Council.)

(585) From Mayor Sherman Zwicker, Town of Lunenburg, Nova Scotia, thanking Council for the letter of greetings delivered to the Town of Lunenburg by the Gadabouts during their recent visit there, commenting that the choir was well received during their concert, and extending best wishes to the City from the Council of Lunenburg.

AO5

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(586) Copy of *Urban Prospects - Ill Fares the Land*, by Mary Rawson and published by the Ministry of State for Urban Affairs.

(587) Copy of Remarks made by the Honourable Darcy McKeough, Treasurer of Ontario, on the occasion of the opening of the new grain handling facilities of the United Co-operatives of Ontario in Chatham, Ontario, on September 16, 1976.

(588) Copy of a Summary of Remarks made at the Ontario Municipal Administrators' Association Session held August 10, 1976, during the 1976 Annual Conference of The Association of Municipalities of Ontario.

(589) Copy of *Background* dated September 3, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(590) From the Association of Women Electors of Kingston Area notifying that on Wednesday, October 6, 1976, a report prepared by Mr. Andrzej Derkowski, a Toronto based town planner and land economist, entitled *"Costs in the Land Development Process"*, which was commissioned by the Housing and Urban Development Association of Canada, will be presented by Mr. Derkowski in Memorial Hall at 8:00 P.M., and inviting all interested parties to attend.

(591) From George and Muriel Edgett thanking Council for the letter of congratulations sent to them on the occasion of their 50th Wedding Anniversary.

(592) Copy of *Urban Prospects - The Illusions of Urban Man*, by Ruben F.W. Nelson, published by the Ministry of State for Urban Affairs.

(593) From the Canada Games Council apologizing for not keeping the City informed as to the recipients of the Centennial Cup Trophy, which was a gift of the City of Kingston, stating that this will be corrected in the future, and notifying that the next Canada Games will be held in 1977 at St. John's Newfoundland.

(594) Copy of *Background* dated September 10, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

To Be Referred to the Public Works Committee

(595) From the Cataraqui Region Conservation Authority notifying that the Authority has been assigned the responsibility of initiating a "flood emergency response", which will be achieved in part by establishing a flood warning system; requesting that any information available on any type of emergency plan existing in the municipality be forwarded to them by the end of September, if possible.

COMMUNICATIONS (cont'd)

To Be Referred to the Public Works Committee (cont'd)

(596) From the Corporation of the City of London requesting that Council endorse their following resolution:

> *"(a) That, on the recommendation of the City Engineer, the Minister of the Environment of Ontario, the Honourable George A. Kerr, Q.C., be requested to recommend to the Lieutenant Governor-In-Council that the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Section 42 of "The Ontario Water Resources Act", insofar as new storm and sanitary sewers or their replacements are concerned, with the final approval of such installations being vested in the City of London;*
>
> *(b) That the said Honourable Minister be requested to recommend to the Lieutenant Governor-In-Council that the Public Utilities Commission of The City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Sections 41(1) and 41(3) of "The Ontario Water Resources Act" insofar as new waterworks or their replacements are concerned, with the final approval of such installations being vested in the Public Utilities Commission of the City of London;*
>
> *(c) That the said Honourable Minister be requested to consider recommending to the Lieutenant Governor-In-Council that those same exemptions as outlined in parts (a) and (b) above be granted to all local municipalities in the Province that have retained the services of professionally qualified engineers either on a consultative or a staff basis."*

To Be Referred to the Community Services Committee

(597) From the Ministry of the Solicitor General enclosing a copy of the Proclamation designating the week commencing Sunday, October 3, and ending on Saturday, October 9, as *Fire Prevention Week.*

To Be Referred to the City of Kingston Planning Board

(598) From the Ministry of Housing enclosing a copy of the Administration Guide for the recently announced Ontario Downtown Revitalization Program, asking that Council determine whether or not it wishes to participate in this program and stating that applications for 1976 funding must be submitted no later than November 15th.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the City of Kingston Planning Board

(599) From Geraldine R. Tepper, Barrister and Solicitor, on behalf of Mr. and Mrs. C. Santin, 79 Weller Avenue, objecting to the provisions of By-Law No. 8891, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Municipal Parks from P General Recreation Park and P1 Recreational Building to P.126 and P1.126)".

(600) From Central Mortgage and Housing Corporation notifying that as a result of the success of the Residential Rehabilitation Assistance Program, they are presently confronted with a capital budget constraint which will result in a curtailment of the availability of RRAP funds in Kingston until the end of the year, stating that they will only be able to consider an additional RRAP expenditure of $32,620.00 to Kingston, but that applications already in their office, amounting to approximately $78,000.00, will be processed.

(601) From R.S. Chahal submitting a Zone Change Application for property located at 102 Joseph Street to permit the conversion of three existing "rooming units" to apartment units.

(602) Copy of Map 1 of Schedule "A" of the Township of Kingston Restricted Area By-Law, which has now been revised to correct an error in the original printing of Map 1.(of the northern half of the Township.)

Which Has Been Referred to the Finance and Accounts Committee

(603) From the Canadian Transport Commission requesting the City's comments regarding an application submitted by the Canadian National Railways for relocation of trackage on the Hanley Spur amounting to 0.30 miles of track running from North Street to Place d' Armes.

To Be Referred to the Community Services Committee and the Police Commission

(604) From the Corporation of the City of Burlington requesting that Council endorse their following resolution:

> *"THAT the Ministry of Transportation and Communications be petitioned to enact legislation relative to Mini Bikes, Trail Bikes, and similar vehicles, requiring:*
>
> 1. *A reduction in permissible noise levels.*
> 2. *Licensing of all such vehicles and operators. Applicants to be 16 years of age and pass a standard operator's examination.*
> 3. *The wearing of helmets.*
> 4. *Public liability insurance to be carried by the owner."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(605) From J.B. Sampson, objecting to restrictions being imposed in a general By-Law, in particular Section 101 of By-Law No. 8499, which states:

> "(viii) Accessory uses incidental solely to any of the above uses which may include restaurants, lunch counters and retail stores ......";

requesting that the restriction be clarified, in order not to interfere with the establishment of a free standing restaurant independent unit on the Division Street frontage of property owned by Mr. Sampson.

PETITIONS

REPORTS

REPORT NO. 94

To the Mayor and Aldermen: September 14, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS By-Law No. 8884, "A By-Law to Amend By-Law No. 8499 Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A (One and Two Family) Residential to B3.124 (Multiple Family) Residential) has been given three readings by Council and notice has been sent to affected property owners; and

   WHEREAS letters of objection from S.A. Collins and C.J. Farrell have subsequently been received and considered by Planning Board; and

   WHEREAS Planning Board has reaffirmed its decision approving the zone change;

   THEREFORE BE IT RESOLVED that Council reaffirm its decision of July 29, 1976 as contained in Clauses 1 and 2, Report No. 79.

2. WHEREAS Amendment No. 78 to the Official Plan, as adopted by Council on July 28, 1975, designated the southern portion of Artillery Park as Recreation, Parks and Open Spaces; and

   WHEREAS, upon approval of this Amendment, Ministerial modification number 14(b) had the effect of leaving this area designated as Residential in the Official Plan; and

   WHEREAS this matter can only be resolved by re-applying for approval of a separate Official Plan Amendment in this regard; and

   WHEREAS Zoning By-Law No. 8499 should be congruent with the Official Plan as so amended:

   THEREFORE BE IT RESOLVED that By-Laws be presented to Council as follows:

   (a) to amend the Official Plan of the City of Kingston so as to provide that the southern portion of Artillery Park is designated as Recreation, Parks and Open Space.

   (b) to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston by amending Zoning Map No. 18 so as to rezone that parcel of land consisting of approximately 0.81 acres located between Montreal and Bagot Streets, north of Queen Street as shown on Zoning Map No. 18 which is attached hereto as Schedule "A", from zone C (Commercial) to zone P1 (Recreational Building).

3. That Council does hereby certify that By-Law No. 8917 , A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.81 acre Montreal and Bagot Streets, north of Queen Street from C (Commercial) to P1 (Recreational Building) is in conformity with Official Plan Amendment No. 86 which has not yet been approved by the Minister.

4. WHEREAS Official Plan Amendment #83 which amends the low density policy so that two duplexes at medium density are allowed on a 0.24 acre parcel at the southwest corner of Johnson and Aberdeen Streets has been submitted to the Minister of Housing for approval; and

WHEREAS the Minister of Housing has suggested certain modifications to the format of the amendment which do not change the substance in any way;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Ministry of Housing be informed that Council supports the following modification to Amendment #83:

> Delete "Part B-Amendment" in its entirety and replace with the following:

"Part B - Amendment

1. The Official Plan shall be amended by adding the following as Section 5(71A):

   "Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected."

2. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499."

5. WHEREAS it is the practice of the Ministry of Housing to refer condominium plans to the municipality for comment; and

WHEREAS in many instances condominium projects are already the subjects of subdivision and/or development control agreements and the municipality's interests are therefore satisfied;

THEREFORE BE IT RESOLVED that it be recommended to Council that any condominium application for which a subdivision and/or development control agreement has been signed in the last two years, except projects involving conversion from rental units to condominium units, be referred directly to Planning Board for a recommendation to Council.

6. That Clause 6, Report No. 86 be amended to delete "that no direct vehicular access to or from Montreal Street be allowed" and add "that a right turn be permitted from Montreal Street for southbound traffic", so that the clause will read as follows:

WHEREAS plans have been submitted by Dacon Corporation Limited for the construction of a 16,000 sq. ft. shopping plaza to be located on a 1.4 acre site on Montreal Street at Sutherland Drive; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan and Technical Planning Committees; and

WHEREAS there is a site plan agreement in force against the subject property, no development control agreement is required; and

WHEREAS Planning Board concurs in the recommendation for approval;

6. (cont'd)

THEREFORE BE IT RESOLVED that the following plans prepared by Dacon Corporation Ltd., dated June 9, 1976:

Plan #1 - Plot Plan
Plan #2 - Floor Plan
Plan #3 - Elevations

be approved, subject to the following conditions:

1. *That a right turn be permitted from Montreal Street for southbound traffic.*
2. *That water service be 8" diameter with one fire hydrant required on the site.*
3. *That electrical supply shall be from the existing 4KV line on the north side of the property.*
4. *That plans of any free standing ground signs be submitted to the City for approval.*
5. *That a landscaping plan be submitted within one year and that the landscaping be completed within one year of the date on which the building permit is issued.*
6. *That provision for the handling of garbage be shown, subject to the satisfaction of the City Engineer.*

7. WHEREAS the N.I.P. Redevelopment Plan provides for the acquisition of certain deteriorated residential properties including 9-11-13-15-21 Charles Street and for their rehabilitation by disposal to non-profit corporations or co-operatives; and

WHEREAS this recommendation was based on an architect's report that rehabilitation would require an average of $7,500 per unit whereas only $5,000 per unit was available under the Residential Rehabilitation Assistance Program; and

WHEREAS maximum R.R.A.P. loans of $10,000 per unit are now available and the owners of 9-11-13-15-17-21 Charles Street have signified their willingness to apply for R.R.A.P. loans and to co-operate with the owner of 19 Charles Street who has applied for a R.R.A.P. loan; and

WHEREAS the main objective of the Redevelopment Plan to rehabilitate these dwellings and make them available for housing families of low and moderate income would be achieved by permitting the present owners to retain and rehabilitate the properties without using public funds for acquisition;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Redevelopment Plan be amended as follows:

1. p. 49 - Recommendation #9 is amended by deleting "9-11-13-15-21 Charles St. 5 Apartments Unlimited."
2. p. 63 - 64 - and Map 19 p. 65 are deleted.
3. p. 69 - Recommendation #11 is amended by deleting 9-11-13-15-21 Charles Street.

8. That the Ministry of Housing be requested to allocate a sum of $250,000 for the City of Kingston under the Municipal Land Development Program.

9. That the Federal Government be requested to provide a copy of the federal lease of the harbour lands to Commonwealth Holiday Inns.

Respectfully Submitted,

CHAIRMAN.

REPORT NO. 95

To the Mayor and Aldermen September 15th, 1976

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Thomas Street, from Cowdy Street to Patrick Street.

   NOTE: At the present time, parking is permitted.

2. *That Council reconsider the following for presentation:

   That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that right turns from Bath Road onto Queen Mary Road, and left turns from Queen Mary Road onto Bath Road, be prohibited between the hours of 7:00 and 9:00 a.m. and 4:00 and 6:00 p.m. each day of the week, for a trial period of one year.

   (Ald. Hawkins OPPOSED)

   *MOTION OF RECONSIDERATION REQUIRED

3. That, notwithstanding the provisions of By-Law 10, permission be granted to the owners of 104 Raglan Road for the encroachment onto City property of a small wall.

4. That, notwithstanding the provisions of By-Law 10, permission be granted to the owners of 61/63 Rideau Street for the encroachment onto City property of a 4 ft. high fence.

   NOTE: By-Law 10 permits the erection of a 3 ft. high fence.

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Napier Street become a Stop street at Hill Street.

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited at all times on the west side of St. Lawrence Avenue, from King Street to Stuart Street; and that parking be prohibited on the east side of St. Lawrence Avenue between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m., Monday to Friday, inclusive.

   NOTE: At the present time, parking is prohibited on the east side on Monday, Wednesday and Friday after 9:00 a.m.; and on the west side on Tuesday, Thursday and Saturday after 9:00 a.m.

7. That the account of Canadian General Electric Company Limited, in the amount of $819.26, for traffic signal parts, be approved for payment.

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that a School Bus Loading Zone be established on Cowdy Street, from Russell Street southerly 350 feet.

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 15 minute parking be established on the north side of Queen Street, from 30 ft. west of Ontario Street, westerly 50 ft., in front of the Police Department.

NOTE: At the present time, parking is prohibited.

10. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 15 minute time limit parking be established on the south side of Clergy Street, from 30 ft. east of University Avenue, easterly 97 feet.

NOTE: At the present time, two hour time limit parking is permitted.

11. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited from Monday to Saturday, inclusive, on the south side of William Street from Clergy Street to Sydenham Street.

NOTE: At the present time, parking is prohibited at all times, with the exception of Sundays between the hours of 10:00 a.m. and 1:00 p.m., when parallel parking is permitted, and as a result of the present regulations, signing problems occur.

12. That, notwithstanding the provisions of By-Law 10, Dacon Corporation be permitted to encroach upon City property by the installation of two trees in the 'No Parking' area in front of the entrance to the LaSalle Mews on Bagot Street, noting that Dacon Corporation will be responsible for the maintenance and planting of the trees, subject to utilities approval.

13. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

14. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that the first parking metered space on the east side of Wellington Street, south of Barrack Street, be removed.

NOTE: The parking space at the present time conflicts with the visibility of a stop sign at the intersection.

15. That George Street be closed to traffic between Okill Street and King Street until November 15th, 1976, and that M. Sullivan & Son Limited be required to pay the sum of $1,500. for this closure.

NOTE: It was previously agreed that the street be closed from December 15th, 1975 until August 15th, 1976, for the sum of $500. per month. The contractor now requires an extension, at the same rate.

16. That, notwithstanding the provisions of By-Law 10, the owners of 96 York Street be granted an encroachment permit for a fence which encroaches approximately 5 ft. onto the road allowance.

17. That, notwithstanding the provisions of By-Law 10, the Queen Esther Chapter of Hadassah-Wizo be granted permission to erect a banner across Princess Street at Bagot Street, announcing the annual Hadassah-Auxiliary Bazaar.

18. That, notwithstanding the provisions of By-Law 10, Kingston General Hospital be granted permission to erect a passenger shelter on George Street, thereby encroaching upon City property, as per Dwg. No. 010-C, Rev. 2.

The Transportation Committee MAY PRESENT the following:

19. That, notwithstanding the provisions of By-Law 10, the United Way be granted permission to erect two banners across Princess Street, advertising the 1976 campaign.

20. That, notwithstanding the provisions of By-Law 10, the Fire Department be granted permission to erect a banner across Princess Street at Montreal Street from October 1st, 1976, advertising 'Fire Prevention Week, October 3-9, 1976.'

21. That Ontario Hydro be authorized to proceed with their necessary pole line relocation at the entrance to Lemoines Point Conservation Area.

NOTE: No poles or anchors will be placed on Airport property, and a 20 ft. clearance easement only is required.

Respectfully Submitted,

Chairman

September 16, 1976.

REPORT NO. 96

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the tender of C. E. Hickey and Sons Limited in the amount of $1,547.00 for the supply of fire hose be accepted being the lowest acceptable tender received.

   NOTE: There are sufficient funds in the 1976 budget for this purpose.

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 76-31 as being the lowest or one of the lowest tenders received with the exception of acceptance of the tender of Bennett Foods for peanut butter and churned honey.

   NOTE: The tender of Anderson Bros. was ticked in the summary and was higher than Bennett Foods and the lowest bidder for churned honey had bid on the wrong item.

   A copy of the Summary of Tender No. 76-31 will be distributed to all members of Council.

3. That the account of Economics Laboratory in the amount of $565.45 for miscellaneous supplies be approved for payment.

4. That the following schedule of fees and rates for the 1976 election, as provided for in the 1976 Budget, be approved:

Officials	Fee
D.R.O.	$50.00
Poll Clerk	35.00
Election Assistant	25.00
Constables:	
School Caretakers	6.00 Plus Overtime
Others	20.00
D.R.O. - Advance Poll	80.00
Poll Clerk- Advance Poll	55.00
Standby D.R.O. or Poll Clerk	20.00

Polling Places	Rate
Homes and Halls:	
1 Poll	20.00
Each Additional Poll	5.00
Schools and Public Buildings:	
Each Poll	5.00
Advance Poll	25.00 per day.

NOTE: Proposed 1976 Rates and Fees were the same in 1974.

5. That, as recommended by the Gasoline Advisory Committee, Schedule "C" of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", as amended, be further amended as follows:

Add to Schedule "C" (Series "D")

Canadian Tire Corporation - Bath Road at Princess Street.

6. Resolved that the request of the Canadian Ski Patrol System to hold a tag day on November 13th 1976, be granted.

NOTE: The Tag Day by-law provides for a maximum of two tag days per month. Only one tag day had previously been approved for the month of November.

7. That the following resolution of the Town of Exeter NOT BE ENDORSED:

"WHEREAS, the Ministry of Labour is actively engaged in a program of closing those arenas in Ontario which it deems to be structurally unsafe, and,

WHEREAS, the Ministry of Labour is using the loading requirements of the National Building Code (1975) as its' standard for determining the load carrying capacity of arena roofs, and,

WHEREAS it would appear the Ministry of Labour is creating a contradictory element in asking for engineering studies to be carried out on the basis of the 1975 National Building Code, for arenas which were built with Ministry of Labour approval under the terms of the 1971 National Building Code,

THEREFORE BE IT RESOLVED THAT:

The Ministry of Labour be asked to use the standards of the National Building Code that were in effect at the time of the construction or renovation of an arena, when determining the structural capabilities of the building, provided that the building was originally constructed or renovated with the approval of the Ministry of Labour.".

8. That the following resolution of the City of Stratford BE ENDORSED:

"WHEREAS the present composition of Board of Police Commissioners is comprised of three members,

AND WHEREAS absenteeism through illness, or for other reasons impedes the proper functioning of a Board of Police Commissioners.

NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to increase the members of the Board of Police Commissioners to five,"

9. That the following resolution of the City of Stratford BE ENDORSED:

WHEREAS A Board of Police Commissioners is composed of the Head of the Council and two members designated by the Lieutenant Governor in Council,

9. Cont'd.

AND WHEREAS a resolution has been forwarded from the City of Stratford to the Association of Municipalities of Ontario requesting the Association to petition the Provincial Government to increase the composition of the Board of Police Commissioners to five,

NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to change the composition of the Board of Police Commissioners to two elected representatives appointed by the Council of the Municipality and three members to be appointed by the Lieutenant Government in Council.".

10. That Mr. L. Barker be appointed as a temporary inspector pursuant to Section 64 of the Ontario Water Resources Act in order to enable him to perform the inspection work in connection with the construction of a private sewer on land owned by Mr. J. Fern in the Glenarden Subdivision where it is proposed to construct row housing to be serviced by internal sewers.

Respectfully submitted,

CHAIRMAN.

Public Works Report No. 97

September 20, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Canron Ltd., in the amount of $5534.84, for the supply of 190 l.f. of 24" diameter Class I Forcemain and one 90° 24" diameter elbow for use as a new overflow at the North End Sewage Pumping Station, be paid being the only quotation received.

Note The installation of this pipe will be done by City forces in conjunction with the alterations being carried out to the Pumping Station by PLS Construction Co under Contract 76/10W.

2. That the tender of Hillcrest Construction Limited, 133 Pearl St., Brockville, Ontario, in the amount of $28,900.00, to extend the West St Outfall Sewer in accordance with the plans and specifications prepared by the City Engineering Department, be accepted being the lowest tender received, subject to the Ontario Municipal Board approving of an amendment to the construction by-law to increase the funds provided for the project.

3. That the tender of Bruce Turnbull Construction Limited, R.R. 3, Kingston, Ontario, in the amount of $48,031.75, to construct a sanitary sewer, watermain and services in Don St in accordance with the plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted, subject to the concurrence of the Public Utilities Commission, being the lowest tender received.

Respectfully submitted,

Chairman

REPORT NO. 98

September 22, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Transportation Committee, the tender of Emmons & Mitchell Construction Limited in the amount of $23,500. for proposed alterations to existing former P.U.C. building for the use of the Traffic and Streets Department paint shop facility, be accepted, being the lower tender received, it being noted that the price is valid for a period of 30 days only from September 8, 1976, and further, that the amount of $8,500.00 be transferred from "Finance - Contingencies" to "Traffic and Streets - Contributions from Revenue Fund - New Building" to cover the costs involved.

2. That, as recommended by the Administrator of Rideaucrest Home and concurred in by the Community Services Committee, a budget transfer in the amount of $5,000.00 from Account No. 9980 (Community Private Home Care Services) to Account No. 9904 (Recreation and Entertainment) be approved.

   (Note: At budget time approval was given for the provision of $5,000. from Bequest Fund assets for recreation and entertainment. Account No. 9980 (Community Private Home Care Services) has surplus funds available because of a gradual reduction in private home care and the recent closing of one private home. If surplus funds from this account are used for recreation and entertainment the City will be eligible for subsidy from the Provincial Government.)

3. That, as recommended by the Administrator of Rideaucrest Home, and concurred in by the Community Services Committee, an amount of $10,000.00 be made available from liquidated Bequest Fund assets to complete the drapery replacement program at the Home.

   (Note: An amount of $31,000.00 has been liquidated. Out of these funds an amount of $20,000.00 has been paid for the air conditioning, leaving a balance of $11,000.00.)

4. That, as recommended by the Community Services Committee, an amount of $15,000.00 be made available to cover the cost of the maintenance of juvenile deliquents being sent by Court Order to special homes.

   (Note: Under the Juvenile Deliquent Act the municipality where a juvenile resides is responsible for paying 100% of the cost of juveniles being sent to homes by Court Order.

   Due to the subsidy involved from the Province of Ontario, in all other Social Service Department accounts, an internal transfer of $45,000.00 would have been required (which is not available) to provide a net amount of $15,000.00.)

5. That, as recommended by the Purchasing Agent and pursuant to the conditions of Tender No. 76-21 - Petroleum Products, an increase in the price of Bunker C fuel oil from $0.259 per gallon to $0.297 per gallon (an increase of $0.038 per gallon) be approved, it being noted that this price change reflects product increases approved by the National Energy Board and the Anti-Inflation Board.

6. That the account of R.E. Ferguson Limited in the amount of $296.00 for supply and replacement of burnt out lamps for security lighting, at the Olympic Site, be approved for payment.

(Note: This account included in previously committed funds.)

7. That, as recommended by R.P.A. Consultants Limited, the account of W.H. Ellinger Limited in the amount of $1,462.86 for materials and services at the Olympic Site, be approved for payment.

(Note: This account included in previously committed funds.)

8. That the following accounts of R.E. Ferguson Limited be authorized for payment:

    (a) $365.00 - unloading of emergency generators at Harold Harvey Arena, Leonard Field, Olympic Site and Donald Gordon Centre.

    (b) $514.18 - check out and repair breaker in transfer switch for security lighting, Leonard Hall.

(Note: These accounts included in previously committed funds.)

9. That the account of the Public Utilities Commission in the amount of $11,087.03 for security lighting at the Olympic Village, be approved for payment.

(Note: This account included in previously committed funds.)

10. That the account of R.E. Ferguson Limited in the amount of $426.50 for removal of emergency generators used for security lighting at the Olympic Village, be approved for payment.

(Note: This account included in previously committed funds.)

11. That the account of Zagrodney Engineering in the amount of $288.00, being the final billing for security lighting at the Olympic Village, be approved for payment.

(Note: This account included in previously committed funds.)

12. That, as recommended by the Purchasing Agent, the tender of N.J. Pollitt Limited, in the amount of $6,200.00, be accepted, being the lowest tender received for the demolition of the following buildings:

42 York Street
46 York Street
133-5-7 Montreal Street
141 Montreal Street
143-5-7 Montreal Street
96 Bay Street
92-94 Bay Street.

(Note: A summary of the tenders received was distributed with the Finance and Accounts Addenda.

Sufficient funds have been allocated in the N.I.P. budget for this work.)

13. That, as recommended by the Public Works Committee, and since Queen's University has requested that the 5 foot wide sidewalk on the east side of University Avenue from Clergy Street 153 feet southerly in front of the extension to the Students Union which has deteriorated beyond the point of economical repair be reconstructed at a width of 8 feet on a local improvement cost sharing basis:

a) The above-described section of sidewalk be reconstructed at a total estimated cost of $3,960.00 apportioned as follows:

Damage deposit - Queen's University - Contractor	$ 500.00
University's share which includes in addition to the normal share the total cost of width over 5 feet	1,507.64
M. T. C. Subsidy	74.49
Corporation's share from current revenue	1,877.87
	$3,960.00

b) A budget transfer be approved from Account 315-09 (Maintenance of Laterals Blocked by Roots) to Account 314-84 (Contributions from Revenue Fund - Sidewalks) in the amount of $1,877.87 to cover the City's share of the above work.

c) Contract No. 76/1W with J. Sousa Contractor Ltd. be amended to include the above work at the contract unit prices and amendment of contract unit quantities in accordance with the Engineer's Report dated September 17th 1976, for a total increase in the contract of $2,890.87 as follows:

13. (cont'd)

(c) (cont'd)

Item	Description	Approved Quantity	Increase	Unit Price	Increased Amount
1	Two course Type "A" sidewalk (includes full removal of existing sidewalk.	9,551 s.f.	1,328.5 s.f.	$1.75	$2,324.87
3	Wire mesh	5,500 s.f.	500 s.f.	.25	125.00
8	Sodding along the walk 12" wide strips of sod, including topsoil, base preparation and placing of sod.	1,565 l.f.	176 l.f.	.40	70.40
10	Gutter restoration including material equipment and labour 2' wide. -	405 l.f.	176 l.f.	1.85	325.60
14	M5 asphalt for radius improvement.	7 T.	1.5	$30.	45.00
			Total increase		$2,890.87

d) Extension of contract completion date by three weeks from September 13th 1976.

NOTE: The additional funds are required for lowering the Public Utilities Commission manhole and resultant work.

14. That, as recommended by the Public Works Committee;

(a) By-Law No. 8619, "A By-Law to Authorize the Construction of a 36" Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (General Rate)", be amended to provide for increased costs in the amount of $7,700.00; and

(b) that the 1976 Capital Budget be amended by transferring the amount of $7,700.00 from Public Works Capital Budget - Alcan Industrial Development to the West Street Overflow Extension.

(Note: 1976 Capital Budget includes $225,000.00 for the construction of storm sewers on the Alcan property. The revised construction proposal provides for an amount of $105,300.00 to be used for storm sewers in the Alcan area.)

15. WHEREAS the Transportation Committee has recommended, and it has been concurred in by the Public Works Committee, that Elliot Avenue from Division Street to Old Sir John A. Macdonald Boulevard be constructed as a 32' arterial street with a right turn lane at its junction with Division Street;

AND WHEREAS the developer of Wycliffe Estates is responsible only for the standard 28' width;

AND WHEREAS the Ministry of Transportation and Communications has confirmed that they will assume 50% of the total cost;

THEREFORE it is recommended as follows:

(a) that the City will assume 50% of the total cost of the extra width and turn lane, estimated at $21,732.00, with the Ministry of Transportation and Communications paying 50%; and

(b) that since completion of the road is not anticipated until 1977, provision of the City's share in the amount of $10,866.00 be made in the 1977 budget.

16. That the Canadian Transport Commission be notified that the City of Kingston has no objection to the application by the Canadian National Railway for relocation of trackage on the Hanley Spur amounting to 0.30 miles of track running from North Street to Place d'Armes, as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973.

17. That, as recommended by Dominik, Polson, Thompson, LaFramboise and Mallette, Architects, and subject to the concurrence of the Board of Directors of the Children's Aid Society, the tender of T.A. Andre and Son Limited in the amount of $129,770.00 be accepted, being the lowest tender received, subject to the acceptance of the contractor to an adjusted tender price of $125,944.00, after deletion of the following items:

Vandal proof glazing	$ 1,296.00
Stationary vault lock deactivated	30.00
Interphone system	2,500.00
	$ 3,826.00;

and further, that the amount of $10,798.00 be transferred from Finance "Contingencies" to Finance "Capital Expenditures - Board of Education Building Renovations".

(Notes: (1) An amount of $129,000. was provided in the Finance Budget for this purpose. A transfer of $10,798. will provide funds to cover the increased contract costs and the architects fees at 11%.

(2) The lease with the Children's Aid Society provides for an adjustment of rental to cover the renovation costs, architects fees, and disbursements. The rental rate will be $40,431.00 per year which will cover the total costs.)

18. That, as recommended by Smith, Mill & Ross, Architects, the quotation of M. Sullivan & Son Limited dated August 12th, 1976, in the amount of $2,470.05, for the supply and installation of wiring in conduit and PV duct and three concrete bases for the owner's supplied poles and floodlights, mounting and wiring the owner's supplied pole and luminaire, including the new quartz 240 volt floodlamp be accepted, as an extra to the contract for development of the Artillery Park, with the amount of $400.00 available in the "Hardware Allowance" in the contract and $2,340.05 in the Contingency Allowance being used to cover the additional cost.

(Note: The contract with M. Sullivan & Sons Limited for the development of Artillery Park included a contingency allowance of $5,000.00. This will now leave a balance in the contingency allowance of $3,659.95.)

19. That, as recommended by the Commissioner of Public Works and the Negotiating Committee, the Public Works Department be re-organized in accordance with the recommendations made by the Commissioner of Works in the report attached to the minutes of Meeting No. 16 of the Public Works Committee, held September 7, 1976;

and further -

that the following position changes be approved, it being noted that these have been evaluated on the basis of the job descriptions and organization charts:

a) a new position of Director of Engineering be created, effective September 28, 1976, to be in Group No. 19-15.

b) the position of Director of Sewer Design and Construction be re-classified from Group No. 19-15 to Group No. 18-14, and red-circled effective January 1, 1977.

c) the position of Design Engineer in Group No. 19-15 in the sewer section be eliminated.

d) the position of Superintendent of Water Pollution Control System be re-classified from Group No. 15-11 to Group No. 16-12 effective September 28, 1976.

Respectfully submitted,

(CHAIRMAN)

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 9 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 8 and 9 their third reading.

(c) That By-Laws 8 and 9 be given their third reading.

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 86: Designate Southern Portion of Artillery Park as Recreation, Parks and Open Space)

(FIRST AND SECOND READING) (PROPOSED NO. 8916)
Clause 2(a), Report No. 94, 1976

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.81 Acre Montreal and Bagot Streets, North of Queen Street from C Commercial to P1 Recreational Building)

(FIRST AND SECOND READING) (PROPOSED NO. 8917)
Clause 2(b), Report No. 94, 1976

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" Clauses 1,2,5,6,8 and 11, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8918)
Clauses 1,2,5,6,8 and 11, Report No. 95, 1976

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 2 and 9, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8919)
Clauses 2 & 9, Report No. 95, 1976

(Subject to the approval of the Ministry of Transportation and Communications.)

(5) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 10 and 14, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8920)
Clauses 10 and 14, Report No. 95, 1976

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 13, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8921)
Clause 13, Report No. 95, 1976

(7) A By-Law to Amend By-Law No. 8619, "A By-Law to Authorize the Construction of a 36" Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (General Rate)" (Increased Costs)

(FIRST AND SECOND READING) (PROPOSED NO. 8922)
Clause 14(a), Report No. 98, 1976

(Subject to the approval of the Ontario Municipal Board)

(8) A By-Law to Appoint Inspectors for the Enforcement of the Provisions of the Ontario Water Resources Commission Act in the City of Kingston

(THREE READINGS) (PROPOSED NO. 8923)
Clause 10, Report No. 96, 1976

(9) A By-Law to Confirm the Proceedings of Council at Its Meeting Held September 27, 1976

(THREE READINGS) (PROPOSED NO.8924)
City Council Meeting No. 21

MOTIONS

Dup -

Local Govt.

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Monday, September 27, 1976, at 8:03 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen (arrived at 8:15 P.M.), Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb (14)

MINUTES

Moved by Ald. Hawkins,
Seconded by Ald. Keenleyside,

That the Minutes of City Council Meeting No. 16, held July 12, 1976, and as confirmed August 16, 1976, be amended on Page 539 by the addition of the following:

> "(d) Moved by Ald. Webb,
> Seconded by Ald. Gerretsen,
>
> That By-Law 5 be given its third reading.
>
> LOST 7:8
>
> *(Ald. Breen, Ald. French, Ald. Hawkins, Ald. Keenleyside, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb opposed.)*",

-and-

That the Minutes of City Council Meeting No. 16, held July 12, 1976, as amended, be adopted.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 606 to 612 for presentation to Council.

To Be Filed

(581) From the partners of Thorne Riddell & Co., Chartered Accountants, announcing the election to partnership of Allen E. Burdett, C.A.

(582) Copy of the Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held September 8, 1976, notifying, among other things, that the City's request to the Authority to include an amount of $1,500,000.00 in their 1977 preliminary budget for acquisition of Little Cataraqui Creek Valley lands based on appraisals obtained by the City of Kingston, has been approved.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(583) From the Community Planning Association of Canada notifying that CPAC Ontario Fall Forum '76 will be held in the Park Plaza Hotel on November 7, 8 and 9, 1976, with the topic being *"Plan your finances and finance your plan"*.

(Copies have been distributed to all members of Council.)

(584) Copy of *In Review*, published by the Bureau of Municipal Research dated September, 1976.

(Copies have been distributed to all members of Council.)

(585) From Mayor Sherman Zwicker, Town of Lunenburg, Nova Scotia, thanking Council for the letter of greetings delivered to the Town of Lunenburg by the Gadabouts during their recent visit there, commenting that the choir was well received during their concert, and extending best wishes to the City from the Council of Lunenburg.

(586) Copy of *Urban Prospects - Ill Fares the Land*, by Mary Rawson and published by the Ministry of State for Urban Affairs.

(587) Copy of Remarks made by the Honourable Darcy McKeough, Treasurer of Ontario, on the occasion of the opening of the new grain handling facilities of the United Co-operatives of Ontario in Chatham, Ontario, on September 16, 1976.

(588) Copy of a Summary of Remarks made at the Ontario Municipal Administrators' Association Session held August 10, 1976, during the 1976 Annual Conference of The Association of Municipalities of Ontario.

(589) Copy of *Background* dated September 3, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(590) From the Association of Women Electors of Kingston Area notifying that on Wednesday, October 6, 1976, a report prepared by Mr. Andrzej Derkowski, a Toronto based town planner and land economist, entitled *"Costs in the Land Development Process"*, which was commissioned by the Housing and Urban Development Association of Canada, will be presented by Mr. Derkowski in Memorial Hall at 8:00 P.M., and inviting all interested parties to attend.

(591) From George and Muriel Edgett thanking Council for the letter of congratulations sent to them on the occasion of their 50th Wedding Anniversary.

(592) Copy of *Urban Prospects - The Illusions of Urban Man*, by Ruben F.W. Nelson, published by the Ministry of State for Urban Affairs.

(593) From the Canada Games Council apologizing for not keeping the City informed as to the recipients of the Centennial Cup Trophy, which was a gift of the City of Kingston, stating that this will be corrected in the future, and notifying that the next Canada Games will be held in 1977 at St. John's Newfoundland.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(594) Copy of *Background* dated September 10, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

To Be Referred to the Public Works Committee

(595) From the Cataraqui Region Conservation Authority notifying that the Authority has been assigned the responsibility of initiating a "flood emergency response", which will be achieved in part by establishing a flood warning system; requesting that any information available on any type of emergency plan existing in the municipality be forwarded to them by the end of September, if possible.

(596) From the Corporation of the City of London requesting that Council endorse their following resolution:

> "(a) *That, on the recommendation of the City Engineer, the Minister of the Environment of Ontario, the Honourable George A. Kerr, Q.C., be requested to recommend to the Lieutenant Governor-In-Council that the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Section 42 of "The Ontario Water Resources Act", insofar as new storm and sanitary sewers or their replacements are concerned, with the final approval of such installations being vested in the City of London;*
>
> (b) *That the said Honourable Minister be requested to recommend to the Lieutenant Governor-In-Council that the Public Utilities Commission of The City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Sections 41(1) and 41(3) of "The Ontario Water Resources Act" insofar as new waterworks or their replacements are concerned, with the final approval of such installations being vested in the Public Utilities Commission of the City of London;*
>
> (c) *That the said Honourable Minister be requested to consider recommending to the Lieutenant Governor-In-Council that those same exemptions as outlined in parts (a) and (b) above be granted to all local municipalities in the Province that have retained the services of professionally qualified engineers either on a consultative or a staff basis."*

To Be Referred to the Community Services Committee

(597) From the Ministry of the Solicitor General enclosing a copy of the Proclamation designating the week commencing Sunday, October 3, and ending on Saturday, October 9, as *Fire Prevention Week*.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(598) From the Ministry of Housing enclosing a copy of the Administration Guide for the recently announced Ontario Downtown Revitalization Program, asking that Council determine whether or not it wishes to participate in this program and stating that applications for 1976 funding must be submitted no later than November 15th.

Which Has Been Referred to the City of Kingston Planning Board

(599) From Geraldine R. Tepper, Barrister and Solicitor, on behalf of Mr. and Mrs. C. Santin, 79 Weller Avenue, objecting to the provisions of By-Law No. 8891, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone Municipal Parks from P General Recreation Park and P1 Recreational Building to P.126 and P1.126)".

(600) From Central Mortgage and Housing Corporation notifying that as a result of the success of the Residential Rehabilitation Assistance Program, they are presently confronted with a capital budget constraint which will result in a curtailment of the availability of RRAP funds in Kingston until the end of the year, stating that they will only be able to consider an additional RRAP expenditure of $32,620.00 to Kingston, but that applications already in their office, amounting to approximately $78,000.00, will be processed.

(601) From R.S. Chahal submitting a Zone Change Application for property located at 102 Joseph Street to permit the conversion of three existing "rooming units" to apartment units.

(602) Copy of Map 1 of Schedule "A" of the Township of Kingston Restricted Area By-Law, which has now been revised to correct an error in the original printing of Map 1.(of the northern half of the Township.)

Which Has Been Referred to the Finance and Accounts Committee

(603) From the Canadian Transport Commission requesting the City's comments regarding an application submitted by the Canadian National Railways for relocation of trackage on the Hanley Spur amounting to 0.30 **miles** of track running from North Street to Place d' Armes.

To Be Referred to the Community Services Committee and the Police Commission

(604) From the Corporation of the City of Burlington requesting that Council endorse their following resolution:

> *"THAT the Ministry of Transportation and Communications be petitioned to enact legislation relative to Mini Bikes, Trail Bikes, and similar vehicles, requiring:*
>
> 1. *A reduction in permissible noise levels.*
> 2. *Licensing of all such vehicles and operators. Applicants to be 16 years of age and pass a standard operator's examination.*
> 3. *The wearing of helmets.*
> 4. *Public liability insurance to be carried by the owner."*

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(605) From J.B. Sampson, objecting to restrictions being imposed in a general By-Law, in particular Section 101 of By-Law No. 8499, which states:

> "(viii) Accessory uses incidental solely to any of the above uses which may include restaurants, lunch counters and retail stores ......";

requesting that the restriction be clarified, in order not to interfere with the establishment of a free standing restaurant independent unit on the Division Street frontage of property owned by Mr. Sampson.

Which Has Been Referred to the City of Kingston Planning Board

(606) From the Cataraqui Region Conservation Authority enclosing an application and plan for renewal of a fill permit previously granted to Irving Rosen (In Trust) for Lot 22, Conc. III, City of Kingston, which expires December 31, 1976, requesting the City's comments.

Which Has Been Referred to the Public Utilities Commission

(607) From the Ministry of Transportation and Communications enclosing details of the policy for allocation of 1977 Transit Operating Subsidy funds, notifying that in no case will a municipality receive less operating subsidy assistance in 1977 than in 1976, and that no municipality will receive a greater subsidy than 75% of its 1977 total deficit.

Which Has Been Referred to the City of Kingston Planning Board

(608) Copy of Kingston Housing Policy Study prepared by Paterson Planning and Research Limited.

(Copies have been distributed to all members of Council.)

To Be Referred to the Transportation Committee

(609) Copy of a letter from the Ministry of Housing to Calanco Lands Limited notifying that a meeting with the Ministry of Transport, the City of Kingston and the Township of Kingston is being arranged in order to discuss the issues involved with the construction of a north/south areterial road at the Norman Rogers Airport, as it pertains to Calanco Lands' draft plan of subdivision for the development of 79 single family lots near the shore of Lake Ontario and adjacent to the Norman Rogers Airport.

(610) Copy of a letter from the Ministry of Housing to Dacon Corporation Limited notifying, among other things, that a meeting with the Ministry of Transport, the City of Kingston and the Township of Kingston is being arranged in order to discuss the issues involved with the construction of a north/south arterial road at the Norman Rogers Airport, as it pertains to their draft plan of subdivision for Lot 5, Conc. 1, Township of Kingston.

COMMUNICATIONS (cont'd)

To Be Referred to the Parks and Recreation Committee

(611) From the Local Council of Women asking that Council give more consideration to the "safety of children" aspect before removing the high security fence now around the Olympic Harbour site and replacing it with a smaller one.

To Be Filed

(612) From the family of the Late Mrs. Ruth Leeder thanking Council for their expression of sympathy.

REPORTS

Ald. Keyes presented Report No. 94 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Mackenzie, that Report No. 94 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 94

To the Mayor and Aldermen: September 14, 1976

The City of Kingston Planning Board reports and recommends as follows:

Mayor Speal declared a Conflict of Interest in Clause 1, as his firm acts for one of the parties involved.

1. WHEREAS By-Law No. 8884, "A By-Law to Amend By-Law No. 8499 Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.96 Acre Southwest Corner of Rideau and Ordnance Streets from A (One and Two Family) Residential to B3.124 (Multiple Family) Residential) has been given three readings by Council and notice has been sent to affected property owners; and

   WHEREAS letters of objection from S.A. Collins and C.J. Farrell have subsequently been received and considered by Planning Board; and

   WHEREAS Planning Board has reaffirmed its decision approving the zone change;

   THEREFORE BE IT RESOLVED that Council reaffirm its decision of July 29, 1976 as contained in Clauses 1 and 2, Report No. 79.

CARRIED 11:1
(Ald. Mackenzie opposed; Mayor Speal abstained)

REPORTS (cont'd)

Report No. 94 - City of Kingston Planning Board (cont'd)

2. WHEREAS Amendment No. 78 to the Official Plan, as adopted by Council on July 28, 1975, designated the southern portion of Artillery Park as Recreation, Parks and Open Spaces; and

WHEREAS, upon approval of this Amendment, Ministerial modification number 14(b) had the effect of leaving this area designated as Residential in the Official Plan; and

WHEREAS this matter can only be resolved by re-applying for approval of a separate Official Plan Amendment in this regard; and

WHEREAS Zoning By-Law No. 8499 should be congruent with the Official Plan as so amended:

THEREFORE BE IT RESOLVED that By-Laws be presented to Council as follows:

(a) to amend the Official Plan of the City of Kingston so as to provide that the southern portion of Artillery Park is designated as Recreation, Parks and Open Space.

(b) to amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston by amending Zoning Map No. 18 so as to rezone that parcel of land consisting of approximately 0.81 acres located between Montreal and Bagot Streets, north of Queen Street as shown on Zoning Map No. 18 which is attached hereto as Schedule "A", from zone C (Commercial) to zone P1 (Recreational Building).

(See By-Laws 1 and 2: No. 8916 and 8917) *CARRIED*

3. That Council does hereby certify that By-Law No. 8917 , A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.81 acre Montreal and Bagot Streets, north of Queen Street from C (Commercial) to P1 (Recreational Building) is in conformity with Official Plan Amendment No. 86 which has not yet been approved by the Minister.

CARRIED

4. WHEREAS Official Plan Amendment #83 which amends the low density policy so that two duplexes at medium density are allowed on a 0.24 acre parcel at the southwest corner of Johnson and Aberdeen Streets has been submitted to the Minister of Housing for approval; and

WHEREAS the Minister of Housing has suggested certain modifications to the format of the amendment which do not change the substance in any way;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Ministry of Housing be informed that Council supports the following modification to Amendment #83:

Delete "Part B-Amendment" in its entirety and replace with the following:

REPORTS (cont'd)

Report No. 94 - City of Kingston Planning Board (cont'd)

4. (cont'd)

"Part B - Amendment

1. The Official Plan shall be amended by adding the following as Section 5(71A):

   "Notwithstanding any policy to the contrary, on the approximately 0.24 acre parcel of land located at the southwest corner of Johnson and Aberdeen Streets, two duplexes may be erected."

2. Implementation of the above amendment is to be through a concurrent amendment to Zoning By-Law No. 8499."

CARRIED

5. WHEREAS it is the practice of the Ministry of Housing to refer condominium plans to the municipality for comment; and

WHEREAS in many instances condominium projects are already the subjects of subdivision and/or development control agreements and the municipality's interests are therefore satisfied;

THEREFORE BE IT RESOLVED that it be recommended to Council that any condominium application for which a subdivision and/or development control agreement has been signed in the last two years, except projects involving conversion from rental units to condominium units, be referred directly to Planning Board for a recommendation to Council.

CARRIED

6. That Clause 6, Report No. 86 be amended to delete "that no direct vehicular access to or from Montreal Street be allowed" and add "that a right turn be permitted from Montreal Street for southbound traffic", so that the clause will read as follows:

WHEREAS plans have been submitted by Dacon Corporation Limited for the construction of a 16,000 sq. ft. shopping plaza to be located on a 1.4 acre site on Montreal Street at Sutherland Drive; and

WHEREAS the plans have been examined and recommended for approval by the Site Plan and Technical Planning Committees; and

WHEREAS there is a site plan agreement in force against the subject property, no development control agreement is required; and

WHEREAS Planning Board concurs in the recommendation for approval;

REPORTS (cont'd)

Report No. 94 - City of Kingston Planning Board (cont'd)

6. (cont'd)

THEREFORE BE IT RESOLVED that the following plans prepared by Dacon Corporation Ltd., dated June 9, 1976:

Plan #1 - Plot Plan
Plan #2 - Floor Plan
Plan #3 - Elevations

be approved, subject to the following conditions:

1. *That a right turn be permitted from Montreal Street for southbound traffic.*
2. *That water service be 8" diameter with one fire hydrant required on the site.*
3. *That electrical supply shall be from the existing 4KV line on the north side of the property.*
4. *That plans of any free standing ground signs be submitted to the City for approval.*
5. *That a landscaping plan be submitted within one year and that the landscaping be completed within one year of the date on which the building permit is issued.*
6. *That provision for the handling of garbage be shown, subject to the satisfaction of the City Engineer.*

CARRIED

7. WHEREAS the N.I.P. Redevelopment Plan provides for the acquisition of certain deteriorated residential properties including 9-11-13-15-21 Charles Street and for their rehabilitation by disposal to non-profit corporations or co-operatives; and

WHEREAS this recommendation was based on an architect's report that rehabilitation would require an average of $7,500 per unit whereas only $5,000 per unit was available under the Residential Rehabilitation Assistance Program; and

WHEREAS maximum R.R.A.P. loans of $10,000 per unit are now available and the owners of 9-11-13-15-17-21 Charles Street have signified their willingness to apply for R.R.A.P. loans and to co-operate with the owner of 19 Charles Street who has applied for a R.R.A.P. loan; and

WHEREAS the main objective of the Redevelopment Plan to rehabilitate these dwellings and make them available for housing families of low and moderate income would be achieved by permitting the present owners to retain and rehabilitate the properties without using public funds for acquisition;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Redevelopment Plan be amended as follows:

1. p. 49 - Recommendation #9 is amended by deleting "9-11-13-15-21 Charles St. 5 Apartments Unlimited."

REPORTS (cont'd)

Report No. 94 - City of Kingston Planning Board (cont'd)

7. (cont'd)

2. p. 63 - 64 - and Map 19 p. 65 are deleted.

3. p. 69 - Recommendation #11 is amended by deleting 9-11-13-15-21 Charles Street.

(See By-Law 10: No. 8925)

CARRIED

8. That the Ministry of Housing be requested to allocate a sum of $250,000 for the City of Kingston under the Municipal Land Development Program.

CARRIED

9. That the Federal Government be requested to provide a copy of the federal lease of the harbour lands to Commonwealth Holiday Inns.

CARRIED

Respectfully submitted,

(signed) *K. Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
D.G. Timmins

* * *

Ald. Allmark presented Report No. 95 of the Transportation Committee as follows:

Council consented to the addition of Clauses 19, 20 and 21 for presentation to Council.

Moved by Ald. Allmark, Seconded by Ald. French, that Report No. 95 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 95

To the Mayor and Aldermen September 15th, 1976

The Transportation Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 95 - Transportation Committee (cont'd)

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Thomas Street, from Cowdy Street to Patrick Street.

   NOTE: At the present time, parking is permitted.

   (See By-Law 3: No. 8918) *CARRIED*

It was agreed to defer consideration of Clause 2 until the end of the Report.

3. That, notwithstanding the provisions of By-Law 10, permission be granted to the owners of 104 Raglan Road for the encroachment onto City property of a small wall.

   CARRIED

4. That, notwithstanding the provisions of By-Law 10, permission be granted to the owners of 61/63 Rideau Street for the encroachment onto City property of a 4 ft. high fence.

   NOTE: By-Law 10 permits the erection of a 3 ft. high fence.

   CARRIED

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Napier Street become a Stop street at Hill Street.

   (See By-Law 3: No. 8918) *CARRIED*

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited at all times on the west side of St. Lawrence Avenue, from King Street to Stuart Street; and that parking be prohibited on the east side of St. Lawrence Avenue between the hours of 10:00-11:00 a.m. and 2:00-3:00 p.m., Monday to Friday, inclusive.

   NOTE: At the present time, parking is prohibited on the east side on Monday, Wednesday and Friday after 9:00 a.m.; and on the west side on Tuesday, Thursday and Saturday after 9:00 a.m.

   (See By-Law 3: No. 8918) *CARRIED*

REPORTS (cont'd)

Report No. 95 - Transportation Committee (cont'd)

7. That the account of Canadian General Electric Company Limited, in the amount of $819.26, for traffic signal parts, be approved for payment.

CARRIED

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that a School Bus Loading Zone be established on Cowdy Street, from Russell Street southerly 350 feet.

(See By-Law 3: No. 8918)

CARRIED

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 15 minute parking be established on the north side of Queen Street, from 30 ft. west of Ontario Street, westerly 50 ft., in front of the Police Department.

NOTE: At the present time, parking is prohibited.

(See By-Law 4: No. 8919)

CARRIED

10. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 15 minute time limit parking be established on the south side of Clergy Street, from 30 ft. east of University Avenue, easterly 97 feet.

NOTE: At the present time, two hour time limit parking is permitted.

(See By-Law 5: No. 8920)

CARRIED

11. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited from Monday to Saturday, inclusive, on the south side of William Street from Clergy Street to Sydenham Street.

NOTE: At the present time, parking is prohibited at all times, with the exception of Sundays between the hours of 10:00 a.m. and 1:00 p.m., when parallel parking is permitted, and as a result of the present regulations, signing problems occur.

(See By-Law 3 : No. 8918)

CARRIED

12. That, notwithstanding the provisions of By-Law 10, Dacon Corporation be permitted to encroach upon City property by the installation of two trees in the 'No Parking' area in front of the entrance to the LaSalle Mews on Bagot Street, noting that Dacon Corporation will be responsible for the maintenance and planting of the trees, subject to utilities approval.

CARRIED

13. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

REFERRED BACK TO TRANSPORTATION COMMITTEE

(See following Motion)

REPORTS (cont'd)

Report No. 95 - Transportation Committee (cont'd)

Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Clause 13, Report No. 95, be referred back to the Transportation Committee for further consideration.

CARRIED

14. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that the first parking metered space on the east side of Wellington Street, south of Barrack Street, be removed.

NOTE: The parking space at the present time conflicts with the visibility of a stop sign at the intersection.

(See By-Law 5: No. 8920) *CARRIED*

15. That George Street be closed to traffic between Okill Street and King Street until November 15th, 1976, and that M. Sullivan & Son Limited be required to pay the sum of $1,500. for this closure.

NOTE: It was previously agreed that the street be closed from December 15th, 1975 until August 15th, 1976, for the sum of $500. per month. The contractor now requires an extension, at the same rate.

CARRIED

16. That, notwithstanding the provisions of By-Law 10, the owners of 96 York Street be granted an encroachment permit for a fence which encroaches approximately 5 ft. onto the road allowance.

CARRIED

17. That, notwithstanding the provisions of By-Law 10, the Queen Esther Chapter of Hadassah-Wizo be granted permission to erect a banner across Princess Street at Bagot Street, announcing the annual Hadassah-Auxiliary Bazaar.

CARRIED

18. That, notwithstanding the provisions of By-Law 10, Kingston General Hospital be granted permission to erect a passenger shelter on George Street, thereby encroaching upon City property, as per Dwg. No. 010-C, Rev. 2.

CARRIED

REPORTS (cont'd)

Report No. 95 - Transportation Committee (cont'd)

19. That, notwithstanding the provisions of By-Law 10, the United Way be granted permission to erect two banners across Princess Street, advertising the 1976 campaign.

CARRIED

20. That, notwithstanding the provisions of By-Law 10, the Fire Department be granted permission to erect a banner across Princess Street at Montreal Street from October 1st, 1976, advertising 'Fire Prevention Week, October 3-9, 1976.'

CARRIED

21. That Ontario Hydro be authorized to proceed with their necessary pole line relocation at the entrance to Lemoines Point Conservation Area.

NOTE: No poles or anchors will be placed on Airport property, and a 20 ft. clearance easement only is required.

CARRIED

Ald. Gerretsen arrived at 8:15 P.M.

The Clerk reported that no motion to consent to reconsider Clause 2, pursuant to the provisions of Section 27 of By-Law No. 1, had been received.

Mayor Speal ruled that the following Clause 2 was not eligible to be presented for consideration by Council.

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that right turns from Bath Road onto Queen Mary Road, and left turns from Queen Mary Road onto Bath Road, be prohibited between the hours of 7:00 and 9:00 a.m. and 4:00 and 6:00 p.m. each day of the week, for a trial period of one year.

NOT PRESENTED TO COUNCIL

Respectfully submitted,

(signed) G. Allmark (Vice-Chairman)
T.D. French
J. Hawkins
D.J.Travers

* * *

REPORTS (cont'd)

Ald. Webb presented Report No. 96 of the Community Services Committee as follows:

Council consented to the addition of Clause 11 for presentation to Council.

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 96 of the Community Services Committee be received and adopted clause by clause.

September 16, 1976.

REPORT NO. 96

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the tender of C. E. Hickey and Sons Limited in the amount of $1,547.00 for the supply of fire hose be accepted being the lowest acceptable tender received.

NOTE: There are sufficient funds in the 1976 budget for this purpose.

CARRIED

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 76-31 as being the lowest or one of the lowest tenders received with the exception of acceptance of the tender of Bennett Foods for peanut butter and churned honey.

NOTE: The tender of Anderson Bros. was ticked in the summary and was higher than Bennett Foods and the lowest bidder for churned honey had bid on the wrong item.

A copy of the Summary of Tender No. 76-31 will be distributed to all members of Council.

CARRIED

3. That the account of Economics Laboratory in the amount of $565.45 for miscellaneous supplies be approved for payment.

CARRIED

4. That the following schedule of fees and rates for the 1976 election, as provided for in the 1976 Budget, be approved:

Officials	Fee
D.R.O.	$50.00
Poll Clerk	35.00
Election Assistant	25.00
Constables:	
School Caretakers	6.00 Plus Overtime
Others	20.00
D.R.O. - Advance Poll	80.00
Poll Clerk- Advance Poll	55.00
Standby D.R.O. or Poll Clerk	20.00

REPORTS (cont'd)

Report No. 96 - Community Services Committee (cont'd)

4. (cont'd)

Polling Places	Rate
Homes and Halls:	
1 Poll	20.00
Each Additional Poll	5.00
Schools and Public Buildings:	
Each Poll	5.00
Advance Poll	25.00 per day.

NOTE: Proposed 1976 Rates and Fees were the same in 1974.

CARRIED

5. That, as recommended by the Gasoline Advisory Committee, Schedule "C" of By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours", as amended, be further amended as follows:

Add to Schedule "C" (Series "D")

Canadian Tire Corporation - Bath Road at Princess Street.

CARRIED

6. Resolved that the request of the Canadian Ski Patrol System to hold a tag day on November 13th 1976, be granted.

NOTE: The Tag Day by-law provides for a maximum of two tag days per month. Only one tag day had previously been approved for the month of November.

CARRIED

7. That the following resolution of the Town of Exeter NOT BE ENDORSED:

"WHEREAS, the Ministry of Labour is actively engaged in a program of closing those arenas in Ontario which it deems to be structurally unsafe, and,

WHEREAS, the Ministry of Labour is using the loading requirement of the National Building Code (1975) as its' standard for determining the load carrying capacity of arena roofs, and,

WHEREAS it would appear the Ministry of Labour is creating a contradictory element in asking for engineering studies to be carried out on the basis of the 1975 National Building Code, for arenas which were built with Ministry of Labour approval under the terms of the 1971 National Building Code,

THEREFORE BE IT RESOLVED THAT:

REPORTS (cont'd)

Report No. 96 - Community Services Committee (cont'd)

7. (cont'd)

The Ministry of Labour be asked to use the standards of the National Building Code that were in effect at the time of the construction or renovation of an arena, when determining the structural capabilities of the building, provided that the building was originally constructed or renovated with the approval of the Ministry of Labour.".

CARRIED

8. That the following resolution of the City of Stratford BE ENDORSED:

"WHEREAS the present composition of Board of Police Commissioners is comprised of three members,

AND WHEREAS absenteeism through illness, or for other reasons impedes the proper functioning of a Board of Police Commissioners.

NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to increase the members of the Board of Police Commissioners to five,"

CARRIED

9. That the following resolution of the City of Stratford BE ENDORSED:

WHEREAS A Board of Police Commissioners is composed of the Head of the Council and two members designated by the Lieutenant Governor in Council,

AND WHEREAS a resolution has been forwarded from the City of Stratford to the Association of Municipalities of Ontario requesting the Association to petition the Provincial Government to increase the composition of the Board of Police Commissioners to five,

NOW THEREFORE BE IT RESOLVED that the City of Stratford requests the Association of Municipalities of Ontario to petition the Provincial Government to amend The Police Act to change the composition of the Board of Police Commissioners to two elected representatives appointed by the Council of the Municipality and three members to be appointed by the Lieutenant Government in Council.".

CARRIED

REPORTS (cont'd)

Report No. 96 - Community Services Committee (cont'd)

10. That Mr. L. Barker be appointed as a temporary inspector pursuant to Section 64 of the Ontario Water Resources Act in order to enable him to perform the inspection work in connection with the construction of a private sewer on land owned by Mr. J. Fern in the Glenarden Subdivision where it is proposed to construct row housing to be serviced by internal sewers.

(See By-Law 8: No. 8923) *CARRIED*

11. That the appointment of Mr. D. Neal as Plumbing Inspector of the City of Kingston under the provisions of the Ontario Water Resources Commission Act, as at June 12th, 1975, be ratified and confirmed.

(See By-Law 8: No. 8923) *CARRIED*

Respectfully submitted,

(signed) *G.L. Webb (Chairman)*
K.W. Matthews
G. Allmark
Neil McArthur

* * *

Ald. Breen presented Report No. 97 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 97 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No. 97

September 20, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Canron Ltd., in the amount of $5534.84, for the supply of 190 l.f. of 24" diameter Class I Forcemain and one 90° 24" diameter elbow for use as a new overflow at the North End Sewage Pumping Station, be paid being the only quotation received.

Note The installation of this pipe will be done by City force in conjunction with the alterations being carried out to the Pumping Station by PLS Construction Co under Contract 76/10W.

CARRIED

REPORTS (co nt'd)

Report No. 97 - Public Works Committee (cont'd)

2. That the tender of Hillcrest Construction Limited, 133 Pearl St., Brockville, Ontario, in the amount of $28,900.00, to extend the West St Outfall Sewer in accordance with the plans and specificatio prepared by the City Engineering Department, be accepted being the lowest tender received, subject to the Ontario Municipal Board approvin of an amendment to the construction by-law to increase the funds provided for the project.

CARRIED

3. That the tender of Bruce Turnbull Construction Limited, R.R. 3, Kingston, Ontario, in the amount of $48,031.75, to construct a sanitary sewer, watermain and services in Don St in accordance with the plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted, subject to the concurrence of the Public Utilities Commission, being the lowest tender re-ceived.

CARRIED 13:1

Respectfully submitted,

(signed) *B.E. Breen (Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Gerretsen presented Report No. 98 of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Webb, That Report No. 98 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 98

September 22, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Transportation Committee, the tender of Emmons & Mitchell Construction Limited in the amount of $23,500. for proposed alterations to existing former P.U.C. building for the use of the Traffic and Streets Department paint shop facility, be accepted, being the lower tender received, it being noted that the price is valid for a period of 30 days only from September 8, 1976, and further, that the amount of $8,500.00 be transferred from "Finance - Contingencies" to "Traffic and Streets - Contributions from Revenue Fund - New Building" to cover the costs involved.

CARRIED 13:1

(Ald. Hawkins opposed)

REPORTS (c ont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

2. That, as recommended by the Administrator of Rideaucrest Home and concurred in by the Community Services Committee, a budget transfer in the amount of $5,000.00 from Account No. 9980 (Community Private Home Care Services) to Account No. 9904 (Recreation and Entertainment) be approved.

(Note: *At budget time approval was given for the provision of $5,000. from Bequest Fund assets for recreation and entertainment. Account No. 9980 (Community Private Home Care Services) has surplus funds available because of a gradual reduction in private home care and the recent closing of one private home. If surplus funds from this account are used for recreation and entertainment the City will be eligible for subsidy from the Provincial Government.)*

CARRIED 13:1
(Ald. Timmins opposed)

3. That, as recommended by the Administrator of Rideaucrest Home, and concurred in by the Community Services Committee, an amount of $10,000.00 be made available from liquidated Bequest Fund assets to complete the drapery replacement program at the Home.

(Note: *An amount of $31,000.00 has been liquidated. Out of these funds an amount of $20,000.00 has been paid for the air conditioning, leaving a balance of $11,000.00.)*

CARRIED

4. That, as recommended by the Community Services Committee, an amount of $15,000.00 be made available to cover the cost of the maintenance of juvenile deliquents being sent by Court Order to special homes.

(Note: *Under the Juvenile Deliquent Act the municipality where a juvenile resides is responsible for paying 100% of the cost of juveniles being sent to homes by Court Order.*

Due to the subsidy involved from the Province of Ontario, in all other Social Service Department accounts, an internal transfer of $75,000. would have been required (which is not available) to provide a net amount of $15,000.00.)

CARRIED 13:1
(Ald. McArthur opposed)

5. That, as recommended by the Purchasing Agent and pursuant to the conditions of Tender No. 76-21 - Petroleum Products, an increase in the price of Bunker C fuel oil from $0.259 per gallon to $0.297 per gallon (an increase of $0.038 per gallon) be approved, it being noted that this price change reflects product increases approved by the National Energy Board and the Anti-Inflation Board.

CARRIED

REPORTS (cont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

6. That the account of R.E. Ferguson Limited in the amount of $296.00 for supply and replacement of burnt out lamps for security lighting, at the Olympic Site, be approved for payment.

(Note: This account included in previously committed funds.)

CARRIED

7. That, as recommended by R.P.A. Consultants Limited, the account of W.H. Ellinger Limited in the amount of $1,462.86 for materials and services at the Olympic Site, be approved for payment.

(Note: This account included in previously committed funds.)

CARRIED

8. That the following accounts of R.E. Ferguson Limited be authorized for payment:

   (a) $365.00 - unloading of emergency generators at Harold Harvey Arena, Leonard Field, Olympic Site and Donald Gordon Centre.

   (b) $514.18 - check out and repair breaker in transfer switch for security lighting, Leonard Hall.

(Note: These accounts included in previously committed funds.)

CARRIED

9. That the account of the Public Utilities Commission in the amount of $11,087.03 for security lighting at the Olympic Village, be approved for payment.

(Note: This account included in previously committed funds.)

CARRIED

10. That the account of R.E. Ferguson Limited in the amount of $426.50 for removal of emergency generators used for security lighting at the Olympic Village, be approved for payment.

(Note: This account included in previously committed funds.)

CARRIED

REPORTS (cont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

11. That the account of Zagrodney Engineering in the amount of $288.00, being the final billing for security lighting at the Olympic Village, be approved for payment.

    (Note: This account included in previously committed funds.)

    CARRIED

12. That, as recommended by the Purchasing Agent, the tender of N.J. Pollitt Limited, in the amount of $6,200.00, be accepted, being the lowest tender received for the demolition of the following buildings:

    42 York Street
    46 York Street
    133-5-7 Montreal Street
    141 Montreal Street
    143-5-7 Montreal Street
    96 Bay Street
    92-94 Bay Street.

    (Note: A summary of the tenders received was distributed with the Finance and Accounts Addenda.

    Sufficient funds have been allocated in the N.I.P. budget for this work.)

    CARRIED

13. That, as recommended by the Public Works Committee, and since Queen's University has requested that the 5 foot wide sidewalk on the east side of University Avenue from Clergy Street 153 feet southerly in front of the extension to the Students Union which has deteriorated beyond the point of economical repair be reconstructed at a width of 8 feet on a local improvement cost sharing basis:

    a) The above-described section of sidewalk be reconstructed at a total estimated cost of $3,960.00 apportioned as follows:

Damage deposit - Queen's University - Contractor	$ 500.00
University's share which includes in addition to the normal share the total cost of width over 5 feet	1,507.64
M. T. C. Subsidy	74.49
Corporation's share from current revenue	1,877.87
	$3,960.00

    b) A budget transfer be approved from Account 315-09 (Maintenance of Laterals Blocked by Roots) to Account 314-84 (Contributions from Revenue Fund - Sidewalks) in the amount of $1,877.87 to cover the City's share of the above work.

    c) Contract No. 76/1W with J. Sousa Contractor Ltd. be amended to include the above work at the contract unit prices and amendment of contract unit quantities in accordance with the Engineer's Report dated September 17th 1976, for a total increase in the contract of $2,890.87 as follows:

REPORTS (cont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

13. (cont'd)

(c) (cont'd)

Item	Description	Approved Quantity	Increase	Unit Price	Increased Amount
1	Two course Type "A" sidewalk (includes full removal of existing sidewalk.	9,551 s.f.	1,328.5 s.f.	$1.75	$2,324.87
3	Wire mesh	5,500 s.f.	500 s.f.	.25	125.00
8	Sodding along the walk 12" wide strips of sod, including topsoil, base preparation and placing of sod.	1,565 l.f.	176 l.f.	.40	70.40
10	Gutter restoration including material equipment and labour 2' wide. -	405 l.f.	176 l.f.	1.85	325.60
14	M5 asphalt for radius improvement.	7 T.	1.5	$30.	45.00
			Total increase		$2,890.87

d) Extension of contract completion date by three weeks from September 13th 1976.

NOTE: The additional funds are required for lowering the Public Utilities Commission manhole and resultant work.

CARRIED

14. That, as recommended by the Public Works Committee;

(a) By-Law No. 8619, "A By-Law to Authorize the Construction of a 36" Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (General Rate)", be amended to provide for increased costs in the amount of $7,700.00; and

(b) that the 1976 Capital Budget be amended by transferring the amount of $7,700.00 from Public Works Capital Budget - Alcan Industrial Development to the West Street Overflow Extension.

(Note: 1976 Capital Budget includes $225,000.00 for the construction of storm sewers on the Alcan property. The revised construction proposal provides for an amount of $105,300.00 to be used for storm sewers in the Alcan area.)

(See By-Law 7: No. 8922) *CARRIED*

REPORTS (cont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

15. WHEREAS the Transportation Committee has recommended, and it has been concurred in by the Public Works Committee, that Elliot Avenue from Division Street to Old Sir John A. Macdonald Boulevard be constructed as a 32' arterial street with a right turn lane at its junction with Division Street;

AND WHEREAS the developer of Wycliffe Estates is responsible only for the standard 28' width;

AND WHEREAS the Ministry of Transportation and Communications has confirmed that they will assume 50% of the total cost;

THEREFORE it is recommended as follows:

(a) that the City will assume 50% of the total cost of the extra width and turn lane, estimated at $21,732.00, with the Ministry of Transportation and Communications paying 50%; and

(b) that since completion of the road is not anticipated until 1977, provision of the City's share in the amount of $10,866.00 be made in the 1977 budget.

CARRIED

16. That the Canadian Transport Commission be notified that the City of Kingston has no objection to the application by the Canadian National Railway for relocation of trackage on the Hanley Spur amounting to 0.30 miles of track running from North Street to Place d'Armes, as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973.

CARRIED

17. That, as recommended by Dominik, Polson, Thompson, LaFramboise and Mallette, Architects, and subject to the concurrence of the Board of Directors of the Children's Aid Society, the tender of T.A. Andre and Son Limited in the amount of $129,770.00 be accepted, being the lowest tender received, subject to the acceptance of the contractor to an adjusted tender price of $125,944.00, after deletion of the following items:

Vandal proof glazing	$ 1,296.00
Stationary vault lock deactivated	30.00
Interphone system	2,500.00
	$ 3,826.00;

and further, that the amount of $10,798.00 be transferred from Finance "Contingencies" to Finance "Capital Expenditures - Board of Education Building Renovations".

(Notes: (1) An amount of $129,000. was provided in the Finance Budget for this purpose. A transfer of $10,798. will provide funds to cover the increased contract costs and the architects fees at 11%.

(2) The lease with the Children's Aid Society provides for an adjustment of rental to cover the renovation costs, architects fees, and disbursements. The rental rate will be $40,431.00 per year which will cover the total costs.)

CARRIED

REPORTS (cont'd)

Report No. 98 - Finance and Accounts Committee (cont'd)

18. That, as recommended by Smith, Mill & Ross, Architects, the quotation of M. Sullivan & Son Limited dated August 12th, 1976, in the amount of $2,470.05, for the supply and installation of wiring in conduit and PV duct and three concrete bases for the owner's supplied poles and floodlights, mounting and wiring the owner's supplied pole and luminaire, including the new quartz 240 volt floodlamp be accepted, as an extra to the contract for development of the Artillery Park, with the amount of $400.00 available in the "Hardware Allowance" in the contract and $2,340.05 in the Contingency Allowance being used to cover the additional cost.

(Note: *The contract with M. Sullivan & Sons Limited for the development of Artillery Park included a contingency allowance of $5,000.00. This will now leave a balance in the contingency allowance of $3,659.95.)*

CARRIED

19. That, as recommended by the Commissioner of Public Works and the Negotiating Committee, the Public Works Department be re-organized in accordance with the recommendations made by the Commissioner of Works in the report attached to the minutes of Meeting No. 16 of the Public Works Committee, held September 7, 1976;

and further -

that the following position changes be approved, it being noted that these have been evaluated on the basis of the job descriptions and organization charts:

a) a new position of Director of Engineering be created, effective September 28, 1976, to be in Group No. 19-15.

b) the position of Director of Sewer Design and Construction be re-classified from Group No. 19-15 to Group No. 18-14, and red-circled effective January 1, 1977.

c) the position of Design Engineer in Group No. 19-15 in the sewer section be eliminated.

d) the position of Superintendent of Water Pollution Control System be re-classified from Group No. 15-11 to Group No. 16-12 effective September 28, 1976.

CARRIED

Respectfully submitted,

(signed) George N. Speal (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
K. Keyes
G. Webb

* * *

UNFINISHED BUSINESS

Ald. Mackenzie said that she had recently represented the Mayor and Council at the Court's Advisory Board meeting. She reported that she had brought to the attention of the Board that they were neglecting urban groups.

Ald. Webb said that he had received a number of complaints from Old Quarry Road area citizens who are concerned about the character of Old Quarry Road being changed to be an exit from the Glenarden area which will be very heavily travelled. He suggested that further consideration should be given to the utilization of Old Quarry Road as an exit from the Glenarden area.

Ald. Gerretsen said that Ald. Webb's suggestion was good but that Council had no set policy. He said the Old Quarry Road residents have the same problem as exists at Queen Mary Road at Briscoe Street. Also the same problem as was encountered in the discussions of the Wycliffe Estate Subdivision.

Ald. Gerretsen said that Council must make a decision to either move cars or to move people. He said that the apparent concern was to move people from point A to point B.

Ald. Gerretsen said that the reason used to discuss the Queen Mary Road recommendation, i.e.,"problem same as anywhere else", is not a good enough reason for consideration now.

Ald. Gerretsen said that the N.I.P. Area Traffic Report is coming to the members of Council soon and the approach must be to "prohibit cars".

Ald. Gerretsen said that a traffic count of 5,000 cars today equals 5 cars per minute passing any given point. He said that the Queen Mary Road area residents have asked for a prohibition of traffic but were treated "the same as others".

Ald. Gerretsen said that no one wants traffic on their street and that the Old Quarry Road traffic had been studied: but that the city should study the whole problem instead of considering each problem in isolation.

Ald. Gerretsen said that he agreed that the traffic problem in the Old Quarry Road area should be studied further but, he said, the best time to do the study is when the subdivision plan is being studied by the Planning Board.

Ald. Matthews said that garbage was being placed out in the Compton Street area on Sunday but was not being placed in garbage bags. He said that the City should not have to shovel loads of garbage into the trucks.

Ald. Matthews said that he believed it poor planning to place so many rent-geared-to-income houses in one area and that the resulting vandalism and garbage problems are samples of some of the results of this planning.

Ald. Keenleyside said that assurance had been given, when the subdivision was being discussed, that the traffic generated in the new Glenarden area subdivision would be directed toward Counter Street. He said that this had been brought out at the public meetings but that it seemed a change has taken place in the emphasis.

Ald. Breen said that he wished to record the action of the Queen's University students during their indoctrination week in that they assisted the City by picking up many loads of garbage and refuse from many of the City's properties.

UNFINISHED BUSINESS (Cont'd.)

Ald. Breen also reported that during his recent visit to the city of Timmins he had received, and wished to convey to Council, the greetings of Mayor L. Del Villano of Timmins. Ald. Breen stated that he had toured the Timmins Works Department while there.

Ald. Webb said that in the case of the Old Quarry Road area that the situation is different from what occured in the Queen Mary Road area. He said that the Queen Mary Road area residents knew they were on a major artery and should expect the traffic but that the residents on Old Quarry Road had no inkling of a large development being proposed to the east of them.

Ald. Webb said that the Avenue Road residents had requested and obtained a re-direction of Sir John A. Macdonald Blvd.

Ald. Webb said that he believed that an injustice was being done to the Old Quarry Road residents and asked if it was possible for the traffic situation on Old Quarry Road to be re-studied.

Ald. Webb expressed concern about garbage being placed out over whole weekends.

Ald. McArthur said that congratulations should be extended to the members of the police department for solving a rape and a murder case and catching one of Canada's most wanted criminals as well as aprehending a mugger at Queen's University during the last week.

Ald. Webb reported that he had received a telephone call from a lady who was concerned about the news story that criminals on day-leave were "unlawfully at large" and were considered "dangerous". He inquired why persons who are considered to be dangerous are given day-leave.

Mayor Speal said that a great number of institution inmates are on a leave and that he did not condone this action. He said that at least thirteen inmates from the five penitentiaries in the area who are on leave, seem to be always "unlawfully at large".

Ald. Breen said that the garbage by-law is being enforced.

Ald. Webb asked Ald. Breen if he knew the number of charges that had been laid.

In answer to a question from Ald. Hawkins as to whether or not utilization of voting machines had been considered for Kingston, the Deputy City Clerk reported that the Community Services Committee had received a report on the additional cost involved and had not recommended the use of voting machines for the City of Kingston.

Mayor Speal reported that he had received an appeal for financial assistance from the members of Council to assist the Cantebury Cathedral building fund in England.

BY-LAWS

Council consented to:

(a) the amendment of By-Laws 3 and 4 by deleting the provisions of Clause 2, Report No. 95, therefrom;

(b) the withdrawal of By-Law 6 from presentation to Council since Clause 13 Report No. 95 had been referred back to Committee;

(c) the amendment of By-Law 8 to include the provision of Clause 11, Report No. 96 therein; and

(d) the addition of By-Law 10, for presentation to Council.

ALL BY-LAWS WERE PASSED UNANIMOUSLY.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 5 and 7 to 10 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 8 and 9 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 8 and 9 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 86: Designate Southern Portion of Artillery Park as Recreation, Parks and Open Space)

(FIRST AND SECOND READING) (PROPOSED NO. 8916)
Clause 2(a), Report No. 94, 1976

BY-LAWS (cont'd.)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.81 Acre Montreal and Bagot Streets, North of Queen Street from C Commercial to P1 Recreational Building)

(FIRST AND SECOND READING) (PROPOSED NO. 8917)
Clause 2(b), Report No. 94, 1976

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" Clauses 1, 5,6,8,11 & 14 Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8918)
Clauses 1 5,6,8,11 & 14, Report No. 95, 1976

CARRIED AS AMENDED

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 9, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8919)
Clause 9, Report No. 95, 1976

CARRIED AS AMENDED

(Subject to the approval of the Ministry of Transportation and Communications.)

(5) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 10 and 14, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8920)
Clauses 10 and 14, Report No. 95, 1976

(6) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 13, Report No. 95)

(FIRST AND SECOND READING) (PROPOSED NO. 8921)
Clause 13, Report No. 95, 1976

WITHDRAWN

BY-LAWS (cont'd.)

(7) A By-Law to Amend By-Law No. 8619, "A By-Law to Authorize the Construction of a 36" Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (General Rate)" (Increased Costs)

(FIRST AND SECOND READING) (PROPOSED NO. 8922)
Clause 14(a), Report No. 98, 1976

(Subject to the approval of the Ontario Municipal Board)

(8) A By-Law to Appoint Inspectors for the Enforcement of the Provisions of the Ontario Water Resources Commission Act in the City of Kingston

(THREE READINGS) (PROPOSED NO. 8923)
Clauses 10 & 11, Report No. 96, 1976

CARRIED AS AMENDED

(9) A By-Law to Confirm the Proceedings of Council at Its Meeting Held September 27, 1976

(THREE READINGS) (PROPOSED NO.8924)
City Council Meeting No. 21

(10) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt A Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area (Delete 9, 11, 13, 15 and 21 Charles Street)

(FIRST AND SECOND READING) (PROPOSED NO. 8925)
Clause 7, Report No. 94, 1976

MOTIONS

(1) Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That Council do now adjourn.

CARRIED

Council adjourned at 9:50 p.m.

(L.S.)

(signed) *M.C. Healy*
Deputy City Clerk

(signed) *George N. Speal,*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Tuesday, October 12, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 20, Held September 13, 1976, be adopted as printed.

COMMUNICATIONS

To Be Referred to All Committees

(613) From the Honourable Dennis R. Timbrell, Minister of Energy, notifying that as part of the Ontario Energy Management Program the Province has proclaimed the week of October 31 - November 6 as "Energy Conservation Week", requesting that all Councils endeavor to participate in a constructive way during this week.

To Be Filed

(614) Copy of *Great Lakes Focus On Water Quality*, dated September, 1976, published by the International Joint Commission and reporting on the Status of the Lakes in '75.

(615) Copy of *Focus ... On the Statement on the Anti-Inflation Program September 7, 1976*, prepared by Thorne Riddell & Co., Chartered Accountants.

(616) Copy of *Background* dated September 17, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(617) Copy of correspondence between Mr.E.V. Swain, Q.C., and the Ontario Municipal Board Amendment No. 71 to the Official Plan of the City of Kingston, pertaining to Dacon Corporation Limited, advising that until such time as the comprehensive By-Law 8499 is ready for hearing, these applications will be held in abeyance.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(618) From the Ministry of Natural Resources referring to a Technical Report which was distributed earlier in the summer as a result of a survey taken on the flood and erosion-related problems of the Canadian Great Lakes shoreline, notifying that a workshop will be held on Tuesday, October 19, 1976, at 1:30 P.M. in the Sagonaska Room, Four Season's Hotel, Belleville, Ontario, at which time the study will be discussed.

(619) Copy of brochure entitled *Municipal Elections '76 - Why Get Involved?*, containing pertinent information on a weekend seminar to be held at St. Lawrence College, Kingston, on Friday and Saturday, October 29 and 30, 1976.

(620) Copy of booklet entitled *The News Media and Local Government*, published by the Bureau of Municipal Research.
(Copies have been distributed to all members of Council.)

(621) Copy of *NIP News*, dated September, 1976, being an information service publication to residents.

To Be Referred to the Community Services Committee

(622) Copy of *Social Development*, published by the Canadian Council on Social Development, reporting on the Canadian Conference on Social Development held in Toronto June 14-17, 1976.

(623) From POP (Preserve Ontario Pickerel) requesting that Council endorse their program and to become actively involved in their conservation project.

(624) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"Whereas the Workmen's Compensation Act (Section 117.(1) provides that every employer within three days after he learns of an accident to an employee by which the workman is disabled from earning full wages or that necessitates medical aid, shall notify the Board in writing; and*
>
> *Whereas Section 117(3) of the Act provides that every employer that makes a default in reporting or furnishing particulars in any accident or claim shall, in addition to any other penalty or liability, pay to the Board, if so ordered, the amount of compensation or medical aid awarded in respect of such accident or claim; and*
>
> *Whereas many employees sustain injuries which they fail to report until they have obtained medical aid from the physician of their choice; and*
>
> *Whereas absences resulting from injuries are often reported as sick leave with the employee divulging some weeks later that he was injured during the course of his normal duties; and*
>
> *Whereas considerable time is required to complete the necessary documentation for submission to the Board which often requires considerable follow-up with the employee and/or foreman; and*
>
> *Whereas new employees are somewhat reluctant to file claims and therefore protect their employment record; and*
>
> *Whereas in many cases the employee and not the employer should be penalized for non-compliance;*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(624) (cont'd)

> *THEREFORE BE IT RESOLVED that a strong REQUEST BE MADE to the Ministry of Labour for an amendment to Section 117.(1) of the Workmen's Compensation Act to extend from 3 days to 2 weeks, the time period within which an employer must notify the Workmen's Compensation Board of an accident happening and that this section apply only in a case where an employee will actually suffer loss of pay due to an inquiry, and that the Workmen's Compensation Board be requested not to impose fines under Section 117.(1)(3) of the Act "Default in Reporting Accident Claim" pending a decision of this request for an extension of time."*

To Be Referred to Mr. G.G. Muirhead, Director of Planning and Urban Renewal

(625) From the Ministry of Housing notifying of approval of the City's application for Provincial grants under the O.H.R.P. Program, and enclosing a cheque in the amount of $90,000.00, and advising that the funds available for Ontario Municipalities for the fiscal year ending March 31, 1976, are limited to $13,000,000.

Which Has Been Referred to the Transportation Committee

(626) From the Kingston Area Planning Board enclosing a copy of the draft plan of subdivision submitted by Dacon Corporation Limited for property located at Part lot 5, Conc. I, Township of Kingston; noting that the proposed development includes a proposal for the extension of certain streets onto airport property owned by the City of Kingston, and asking that any comments regarding same be received by October 28th, if possible.

To Be Referred to the Public Works Committee

(627) From the Ontario Good Roads Association notifying that the 1977 Convention of the Ontario Good Roads Association will be held at the Royal York Hotel, Toronto, from Monday, February 21 to Wednesday, February 23, 1977, enclosing a registration form and schedule of hotel rates.

Which Has Been Referred to the City of Kingston Planning Board

(628) From the Cataraqui Region Conservation Authority enclosing a copy of an application for renewal of a fill permit for Canada Steamship Lines (Kingston Grain Elevator) for land adjacent to the Grain Elevator on King Street West, asking for the City's comments.

COMMUNICATIONS (cont'd)

To Be Referred to the Housing Sub Committee

(629) From the Municipality of Metropolitan Toronto requesting that Council endorse their following resolution:

> *"Whereas there is a continuing and growing need for public housing for low and moderate income families; and*
>
> *Whereas mortgage rates of 11-12 per cent make home ownership difficult for many citizens; and*
>
> *Whereas Canada - through its own Bank - ought to be able to finance public housing at a modest interest rate not exceeding 6 per cent.*
>
> *Therefore be it resolved that the Dominion Government be urged to undertake such financing for a first-time home owner with a maximum income of $18,000.00 to be determined by the said Government of Canada, with provision that the home may not be sold or otherwise disposed of during the 20-year term of the mortgage without first compensating the Government at the normal interest rate, or some similar safeguard."*

PETITIONS

REPORTS

REPORT NO. 99

To the Mayor and Aldermen: September 28, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Mario Gencarelli to amend Zoning By-Law 8499 for the property at 209 Nelson Street, Part Lot 553, Registered Plan A-12, to permit commercial parking in association with uses to be located in the adjacent "C" Commercial zone; and

   WHEREAS provision for expansion of commercial establishments located along Princess Street (Specific Area #2) is provided for in the Official Plan if sufficiently buffered from residential uses; and

   WHEREAS buffering can be provided under development control;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law 8499 as follows:

   (1) by amending Zoning Map No. 19 so as to:

      (a) rezone the approximately 0.10 acre parcel of land located on the east side of Nelson Street, north of Princess Street, as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A", from A (One and Two Family Residential) to A.123 (One and Two Family Residential);

      (b) rezone the approximately 0.22 acre parcel of land located at the north-east corner of Princess and Nelson Streets as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A", from C (Commercial) to C.123 (Commercial).

   (2) by adding as Section 123 the following:

      "123. (a) On the approximately 0.10 acre parcel of land located on the east side of Nelson Street, north of Princess Street, and designated A.123 on Zoning Map No. 19 attached to and forming part of By-Law ______ as Schedule "A".

         (i) The permitted uses shall also include a minimum of ten parking spaces in exclusive association with uses located on the adjacent parcel of land designated C.123 on Zoning Map No. 19.

         (ii) The parking area referred to in Section 123 (a) (i) shall be buffered with a wall or fence along the north and east boundaries.

         (iii) The parking area referred to in Section 123 (a) (i) shall be subject to the regulations of Development Control as set out in Section 5.30 (a), (b) and (d).

      (b) On the approximately 0.22 acre parcel of land located at the north-east corner of Princess and Nelson Streets, and designated C.123 on Zoning Map No. 19 attached to and forming part of By-Law No. ______ as Schedule "A", all uses, including any alterations and additions thereto, shall be subject to the regulations for Development Control as set out in Section 5.30 (a), (b) and (d)."

2. That Council does hereby certify that By-Law No.____, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone property on Nelson and Princess Streets from A to A.123 and from C to C.123) is in conformity with the Official Plan approved and in force in the City of Kingston.

3. That the plans submitted by P. D. Quintin and R. M. Bourassa for the construction of a 2½ storey office building to be located on a site 41' x 44' at 273 King Street, dated June 1976:

    Plan A-1 - Front and Rear Elevations
    Plan A-1 - Site Plan
    Plan A-2 - Window Details

    be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

    (a) that development be in accordance with the above listed plans;

    (b) that the coloured metal of the same type as used on the mansard be continued flush against the south wall as far back as the abutting chimney on the adjacent property

    (c) that the entrance be redesigned to achieve a design more in keeping with the entire front elevation, perhaps by using a panelled door and adding height to the portico.

4. That the plans submitted by Maurice H. Rollins Construction Ltd. for the construction of 248 multiple family dwelling units to be located on 9.026 acres on Virginia Street abutting the south side of the Macdonald-Cartier Freeway:

Plan #1 - Site Plan (West)	August, 1976
Plan #2 - Site Plan (East)	August, 1976
Plan #3 - Elevation (40 unit)	June 2, 1976
Plan #4 - Elevation (24 unit)	Jan. 30, 1976
Plan #5 - Elevation (32 unit)	Jan. 30, 1976
Plan #6 - Landscaping (West)	August, 1976
Plan #7 - Landscaping (East)	August, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) that development be in accordance with the above listed plans;

(b) that Plans #6 and #7 (Landscaping) be subject to approval by the Commissioner of Parks and Recreation;

(c) that the four access routes be widened to a minimum of 22';

(d) that all parking areas and access routes be paved;

(e) that the plans be amended to comply with By-Law 8499 as follows:

- *(i) section 14.3 (d) minimum lot area, by reducing the total number of dwelling units from 248 to 234 units;*
- *(ii) section 14.3 (b) minimum side yard, by increasing the west side yard to a minimum of 18';*

(f) that the radii at the point of intersection of access routes with parking areas be increased to allow access by fire emergency vehicles subject to approval of the Fire Chief;

4. (cont'd)

   (g) *that City garbage collection be from the Virginia Street curbline only;*

   (h) *that the maximum building setback be 50' from Virginia Street.*

5. That the plans submitted by Ron F. Morrison for the construction of a 6-storey, 81 suite hotel to be located on a 0.28 acre site at the north east corner of Brock and Ontario Street, dated September 7, 1976:

   Plan #1 - Perspective
   Plan #2 - Parking Level
   Plan #2(B) - Parking Level (alternate)
   Plan #3 - Ground Floor Plan
   Plan #4 - Second Floor Plan
   Plan #5 - Typical Floor Plan
   Plan #6 - Roof and Floor Plan
   Plan #7 - West Elevation
   Plan #8 - Cross Section

   be approved, subject to the applicant entering into a development control atreement which shall include the following conditions:

   (a) *that development be in accordance with the above listed plans;*

   (b) *that a new water service be provided from Ontario Street at the owner's expense, with the service size to meet fire protection requirements to a maximum of 8" diameter;*

   (c) *that electric service be a primary 4.16 KV 3 phase supply from Ontario Street, with the owner supplying a transformer room in accordance with the Canadian Electrical Code and 2-4" ducts to the property line;*

   (d) *that fire protection services such as sprinkler system, hose cabinet locations, alarm systems etc. be subject to the approval of the City of Kingston Fire Department under the appropriate fire protection regulations;*

   (e) *that the plans be amended to show how the easterly 21'± x 57'± triangular portion of Confederation parking lot which is not shown on the development plans is intended to be used, and such use to be subject to the approval of the City of Kingston;*

   (f) *that details of the landscaping shown along the easterly boundary of the site shall be subject to the approval of the City of Kingston;*

   (g) *all exterior signs must be submitted to the City for approval.*

6. WHEREAS Dacon Corporation Ltd. has made application to the Minister of Housing for approval of a condominium plan of subdivision on the northerly 5.2 acres of Block 'F' Reg. Plan 1158 (Palace Rd. @ Wright Cres.); and

   WHEREAS the project has been designed to take advantage of the provisions of the Condominium Act which allows sale to individuals of each of the units while giving these individuals a share in the common elements of the project; and

   WHEREAS development control approval has been given for construction of the project which is considered to be appropriate for the development of the neighbourhood;

6. (cont'd)

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Housing that the condominium plan of subdivision as shown on a "Draft Plan of Proposed Subdivision of Part of Block 'F', Reg. Plan 1158, dated June 1, 1976, William H. Card O.L.S.", be approved subject to the condition that all agreements pertaining to the condominium approval are filed with the City.

7. That the fill application dated August 13, 1976 submitted by Superior Propane Limited, 216 Division Street, Lot 24, Concession 3. City of Kingston, for the purpose of storing tanks, be approved.

8. That the following resolution of the City of Woodstock NOT BE ENDORSED:

"WHEREAS inflation has increased the cost of building a house; and

WHEREAS the runnaway increase has been in the cost of providing a serviced lot for the construction of a house; and

WHEREAS the development land is controlled by a relative handful of land developers and held for speculation purposes; and

WHEREAS quoting Winston Churchill

'Land monopoly is not the only monopoly but it is by far the greatest of monopolies. Unearned increments in land are not the only form of unearned or undeserved profits but they are the principal form of unearned increment, and they are derived from processes which are not merely beneficial, but positively detrimental to the general public.'

THEREFORE BE IT RESOLVED that the Woodstock Planning Committee respectfully request the Woodstock City Council to petition the Government of Ontario to take the necessary action to

1. remove, in the interests of economy and social well-being, rewards for speculating in land.

2. secure for the Community land values that are created by the Community."

Respectfully submitted,

CHAIRMAN.

REPORT NO. 100

September 29, 1976

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That traffic signals be installed at the intersection of Division Street and Elliot Avenue, and that approval for subsidy be obtained from the Ministry of Transportation and Communications.

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that heavy trucks be prohibited from parking on any public street in the City of Kingston (excluding Connecting Links) between the hours of 8:00 P.M. and 8:00 A.M., each day of the week.

   NOTE: "Heavy Truck" is defined as, 'a commercial vehicle having a weight, when unloaded, of two tons or more, or, when loaded, of three tons or more, but does not include a passenger vehicle, a city bus, an ambulance or any vehicle of a police or fire department'.

3. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that the name of the Princess Anne Parking Lot be changed to "Tower Street Parking Lot".

4. That, subject to receipt of a sufficiently signed petition for the construction of Old Sir John A. Macdonald Boulevard between Elliot Avenue and Counter Street, Douglas Avenue not be connected between Elliot Avenue and Kirkpatrick Street, and that the Subdivider's Agreement be amended accordingly, including a contribution of $3,275.00 from the Subdivider.

5. That, notwithstanding the provisions of By-Law No. 495, the Canadian Union of Public Employees be granted permission to rent meter hoods for the parking meters on Ontario Street, from Brock Street to Clarence Street, at a rate of 30¢ per hour, per space, for eight hours per day, on the day of October 14th, 1976, when a rally is scheduled in Confederation Park in conjunction with the National Day of Protest for Wage Controls.

6. That a by-law be presented to Council to amend By-Law No. 495 (Meters) to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

7. That, notwithstanding the provisions of By-Law No. 10, permission be given to the Public Library, as requested by Lily Inglis and Wilfred Sorensen, Associated Architects, for the encroachment of a fuel tank onto City property at the new Public Library site on Johnson Street, subject to utilities approval.

8. That, notwithstanding the provisions of By-Law No. 10, permission be given for the encroachment of two benches and receptacles onto City property on Bagot Street, at Earl Street, as a memorial to the late Harry Kelly, a well-loved figure of the neighbourhood.

October 7, 1976

9. That parking on the north side of Princess Street from Division Street to the Bath Road be prohibited during the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday on an experimental basis; it being understood that the situation would be reviewed after a six (6) month trial period had elapsed.

(Ald. Allmark opposed

Respectfully submitted,

Chairman

Public Works Report No. 101

October 4, 1976

To the Mayor and Aldermen

Gentlemen:

The Public Works Committee recommends as follows -

1. That the $1000.00 deposit left with the City by Glen Lawrence Construction Co Ltd pending repair of low spots in the roads of the Mowat Woods Subdivision, be released to the Contractor as the roads have been repaired to the satisfaction of the Commissioner of Works.

2. That the tender of Sanitank Inc., in the adjusted amount of $9040.00, to furnish all materials, labour, supervision, equipment, plant and performing all work necessary for closed circuit television inspection and internal repair of the gravity sewer lines, as specified in the documents of Contract 76/12W, be accepted being the lower tender received, provision for this expenditure having been made in the 1976 Public Works Budget

Note The tender from Sanitank appeared to have been based on the assumption that the pipes to be sealed were of standard 8 ft length. However, pipes are only 2 to 2½ ft long so that the time for sealing as well as the amount of sealant used should be revised upwards.

Costs for sewer inspection are customarily quoted on a daily basis and in their tender, Underwater Teleye had allowed two days which would appear to be more likely required than the one day on which the tender price of Sanitank was based.

The adjusted price shown above reflects the increased cost on account of shorter pipe lengths and a two day period for television work

Respectfully submitted,

Chairman

Parks and Recreation Report No.102

September 30, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Cochrane Fuels Ltd - $1609.86 - supply of marine fuel at the Portsmouth Olympic Harbour Park - lowest quotation received.

Kingston Roofing and Flooring Co Ltd - $727.95 - rental of crane with operator to move stern anchors at Portsmouth Olympic Harbour Park - lowest quotation received.

I.Vandusen Construction Co Ltd - $853.00 - supplying and erecting fence at Central Public School NIP Project - lowest quotation received

2. That the tender of I.Vandusen Construction Co Ltd., for the supplying and installing of new fencing, and the alteration of existing fencing at the Portsmouth Olympic Harbour Park at a cost of $11,394.40 less credit for salvaged material, in the amount of $3560.00, for a net total cost of $7834.40, Federal Sales Tax included, Provincial Sales Tax exempt, be accepted being the lowest tender received.

3. That the quotation of Kingston Dodge Chrysler Ltd., in the amount of $4842.00, to supply one new 1977 Dodge Model W100 truck and since the following associate equipment would provide greater functional efficiency and operational suitability, in relation to end use, it be added to the above unit -

Power Steering	$179.00
HD automatic transmission	$301.00

for a total price of $5322.00, tax excluded price, be accepted being the lowest quotation received.

4. That the tender of Roy Electric, in the amount of $4393.80, Federal Sales Tax included, Provincial Sales Tax exempt, to supply all plant, labour and material necessary to electrify the addition to the Cook Youth Centre, be accepted being the lowest tender received.

........../2

5. That Schedule "F" (Portsmouth Olympic Harbour Boat Storage Fees) of By-law No.19 - A By-law to provide for the regulation use of parks and recreation facilities of the Corporation of the City of Kingston - be amended by adding the following under Seasonal Rates -

Winter Storage - $5.00 per l.f. of boat

Conditions of Storage

a) the owners will be required to supply their own cradles and supports,

b) the owners will be responsible to make their own arrangements to remove their boats from the water and to place them in the water by a certain date to be decided.

c) placement of boats on the site will be under the supervision of the site staff.

6. That the Reports prepared by Mr. Malcolm Boyd dated September 17, 1976 and Mr. S. S. Lazier and Mr. H. Jemmett dated September 1976, copies of which were circulated to the Members of Council with the Parks and Recreation Committee agenda on September 24, 1974, and which explain in detail -

(a) the potential that the Portsmouth Olympic Harbour site has for sailing,

(b) the important aspects of establishing a Sailing Centre at the site, which would include a low cost Sailing School,

(c) the establishment of a Community Sailing School and Club to enable a wider section of the population of Kingston to learn to sail and to continue to sail without having to purchase a boat,

(d) the operation of a Competitive Sailing Programme, and

recommending that the City of Kingston approach the Ontario Sailing Association and request that they study the desirability and financial practicalities of a major sailing centre at the Portsmouth Olympic Harbour, be accepted in principle.

7. That the second floor portion of the building at Lake Ontario Park camp site be rented to the Camp Manageress during the six month off-season on a yearly basis at a monthly rental of $1[illegible].00 plus 40% of the heating costs.

Respectfully submitted,

Chairman

REPORT NO. 103

To the Mayor and Aldermen October 7, 1976

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971", be amended to delete the existing section 4 and substitute the following in lieu thereof:

"Section 4. In addition to the Chief of the Department, the Department personnel shall consist of a Deputy Chief, five Assistant Deputy Chiefs, ten Captains (to December 31, 1977 and thereafter 9 Captains) and Probationary Captains and such members as from time to time may be deemed necessary to Council."

(Note: It being understood that this clause will be reviewed in December, 1977.)

AND FURTHER, that in accordance with the agreement with the Kingston Fire Fighter's Association, their comments on the proposed change be requested.

2. That no action be taken to amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", as follows:

(a) Fees for the unneutered male dogs and unspayed female dogs shall be $20.00 for the first dog and 2 times as much as the fee for each additional animal.

(b) Fees for spayed female dogs and neutered male dogs shall be $6.00 for the first animal and 2 times as much as the fee for each additional animal.

3. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide that all dogs shall be licensed at the age of 6 weeks.

4. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide that the owner of a dog shall be furnished with a dog tag which shall be kept securely fixed on the dog at all times until the tag is renewed or replaced.

5. That the following resolution of the City of Burlington be endorsed:

"That the Ministry of Transportation and Communications be petitioned to enact legislation relative to Mini Bikes, Trail Bikes, and similar vehicles, requiring:

1. A reduction in permissible noise levels.
2. Licensing of all such vehicles and operators. Applicants to be 16 years of age and pass a standard operator's examination.
3. The wearing of helmets.
4. Public liability insurance to be carried by the owner."

6. That the following resolution of the City of Windsor be not endorsed:

"WHEREAS the needs of municipalities for revenues to provide services for their citizens is constantly expanding; and

WHEREAS municipalities have been tied to the property tax which is not a tax which expands with the economy in a direct manner; and

WHEREAS the property tax despite property tax credits remains a regressive tax;

THEREFORE BE IT RESOLVED that municipalities be accorded a proportion of the income tax generated in those municipalities as an unconditional grant from the Provincial Government, and that the Association of Municipalities of Ontario be urged to appoint a special committee to study and recommend a method of implementing this proposal."

7. That the following resolution of the City of Windsor be not endorsed:

"WHEREAS pensioners, low income retirees and other low income groups find it increasingly more difficult to pay their municipal taxes; and

WHEREAS the majority of these people who live in their own home wish to continue to do so; and

WHEREAS municipal tax assistance may only be provided to homeowners who are recipients of the Guaranteed Income Supplement under The Municipal Elderly Residents Assistance Act, 1973; and

WHEREAS there are a number of low income persons who are not homeowners but who pay substantial monthly rents; and

WHEREAS assistance provided by a municipality under The Municipal Elderly Residents Assistance Act is not subsidizable, and if applicable in the City of Windsor would cost in excess of $200,000 annually based on a tax concession of $100.00 for each eligible property, and would be borne by other taxpayers, many of whom are subsisting on minimum wage incomes and are in as dire need; and

WHEREAS the placing of such persons in public housing or Homes for the Aged requires further subsidization through municipal and provincial taxes; and

WHEREAS many homeowners do not wish to incur a debt against their property under the Municipal School Tax Assistance Act; and

THEREFORE BE IT RESOLVED that the Province be requested to expand the Ontario Tax Credit Plan to provide an increase in the amount of the rebate of property tax or rental payments for pensioners, low income retirees and other low income groups."

8. WHEREAS Section 354.1, Subsection 134, of the Municipal Act, R.S.O. 1970 authorizes municipalities to regulate car washes;

AND WHEREAS complaints have been received from the 24 hour operation permitted under By-Law No. 7, "A By-Law to License and Regulate Certain Trades";

THEREFORE BE IT RESOLVED that By-Law No. 7, "A BY-LAW TO LICENSE AND REGULATE CERTAIN TRADES," as amended be further amended to provide that car washes be permitted to be open during the hours of 6:30 a.m. to 11:00 p.m. only.

9. That, as recommended by the Public Works Committee, the standard form of subdivision agreement be amended to provide that:

9. (cont'd)

"Where a rezoning will result in an increase in the flow of sanitary sewage to the extent that the downstream sewers, having a capacity not exceeding 4 cfs, would be overloaded based on Ministry of the Environment design criteria, the Developer shall contribute on a percentage basis to the estimated cost of the minimum replacement to accommodate the flow. The percentage shall be the relation that the additional flow resulting from the rezoning is to the increase in capacity between the existing sewer and the sewer that will carry the total flow without overloading but in no case will the percentage charged be less than fifteen. The actual size of the replacement shall be at the discretion of the Public Works Committee."

10. That By-Law No. 8597, "Property Standards By-Law", be amended to delete from Section 6.14 the provision that the Property Standards Committee must hear an appeal within 14 days.

11. That "NO ACTION' be taken on the following resolution:

"WHEREAS By-Law No. 8402 of the City of Kingston was passed to rezone Lots 1 to 17, Reg. Plan 1658, as one and two family residential and was not approved by the Ontario Municipal Board prior to the passing of By-Law No. 8499;

AND WHEREAS this amendment was not included in By-Law No. 8499, "Restricted Area Zoning By-Law for the City of Kingston";

AND WHEREAS subsequently By-Law No. 8735 was passed to correct this error and five objections were received despite the fact that no objections were received to the original By-Law No. 8402;

AND WHEREAS By-Law No. 8499, as amended by By-Law No. 8735, has not yet received Ontario Municipal Board approval and a number of objections have been lodged and the Ontario Municipal Board has not yet held a hearing;

AND WHEREAS it appears that there was an error in By-Law No. 8499 when the designation "A2" was used for the subject lands and it was clearly the intention of the City to zone the lands "A5" which would permit semi-detached houses;

NOW THEREFORE BE IT RESOLVED that the Chief Building Inspector be authorized to issue a building permit to Mastercraft Construction Corporation for the construction of semi-detached houses on Lots 1 to 17, Reg. Plan 1658, as provided by By-Law No. 8499, as amended by By-Law No. 8735, on the understanding that the person or persons proposing to act under such building permits should do so in the knowledge that City of Kingston By-Law No. 8499, as amended by By-Law No. 8735, has not yet been approved by the Ontario Municipal Board".

Respectfully submitted,

CHAIRMAN.

REPORT NO. 104

To the Mayor and Aldermen: October 6th, 1976.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Parks and Recreation Commissioner, the account of the Canadian Corps. of Commissionaires in the amount of $2,956.88 for security work at the Portsmouth Olympic Harbour for the period August 1st, 1976 to August 14th, 1976 be authorized for payment.

   (Note: There are sufficient funds in the COJO Capital Budget.)

2. That, as recommended by R.P.A. Consultants Limited, the accounts of International Paints (Canada) Limited in the amount of $601.13 and $126.47 be approved for payment.

   (Note: This account has been included in previously committed funds.)

3. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 2 in the amount of $1,335.00 for repairs to the existing interior of three walls from basement to roof of the Bishop's House and Change Order No. 3 in the amount of $315.00 to relocate a Bell Canada Pole be approved it being noted that these amounts will be charged against the contingency sum in the contract i.e. $61,000.00.

   (Note: This will leave a balance of $59,350.00 in the Contingency sum in the contract exclusive of an estimated $10,000 commitment for raising the level of the building.)

4. That, as recommended by the Parks and Recreation Committee, a joint agreement be entered into with Island Queen Tours/ Zodiac Tours Ltd. to lease them approximately 700 sq. feet and 213 sq. feet of floor space, respectively, at the Portsmouth Olympic Harbour Park building for use as the Company's business offices, under the following terms and conditions:

   a) For the first year a rate of $4.50 per s.f. and for the balance of the five year term a rate of $5.00 per s.f.

   b) Escalation in relation to the consumer price index.

   c) Option to renew at the end of the five year term.

   d) Lease rate includes heat, light, water, air conditioning and non-reserved parking spaces for four cars.

   e) Lease will authorize winter berthage for the vessel as well as utilization of power hook-up, pump out facilities and the availability of fuel for said vessel on the regular charge basis.

   f) Lease of premises to be in effect from January 1st, 1977.

   g) Lease includes the use for storage purposes of a small room adjacent to the office space to be leased at a rental of $2.50 per sq. foot per annum.

   h) Lessee to be responsible for janitor services.

   (Note: A rate of $4.50 per sq. foot for the first year is recommended as the Company will be required to make some capital expenditures to renovate the premises to suit their requirements.)

Ald. Webb opposed

5. That, as recommended by the Parks and Recreation Committee, Queen's University be authorized to repair the ground damage caused to Leonard Field Donald Gordon Centre by activities associated with the Olympics at a cost of $2,000 as a charge to the COJO Capital Budget.

6. That, as recommended by the Parks and Recreation Committee, funds in the amount of $500.00 be provided from Finance Contingencies to engage a firm of heating consultants to prepare a preliminary report on future heating requirements for 19 Queen Street, including cost estimates for budget purposes.

7. That, as recommended by the Parks and Recreation Committee, M. Sullivan and Son Limited be requested to hook up electrical motors on the overhead doors at Artillery Park as an extra to the contract at an estimated cost of $583.00 to be charged against the contingency sum in the contract.

(Note: The contract with M. Sullivan and Son Limited for the development of Artillery Park includes a contingency allowance of $5,000. This will now leave a balance in the contingency allowance of $3,076.95.)

8. That by-laws be presented to Council as follows:

a) to authorize the stopping up of the road allowance, approximately 66' wide by 200' deep, shown as "Street" on Registered Plan 368;

b) to fix the price at which the stopped up road allowance, approximately 66' wide by 200' deep, shown on Registered Plan 368 as "Street" shall be sold.

(Note: It is the unnamed, unopened street allowance running from Montreal Street westerly 200 ft. lying between Civic No. 1480 and 1466.

9. WHEREAS on September 30th, 1976, Mr. M.C. Healy, Deputy City Clerk, was served with a notice of Motion requesting an order for the Building Inspector to issue a building permit for a 63 unit apartment house on property of A.B. Smith, south of Princess Street and east of the Little Cataraqui Creek:

THEREFORE BE IT RESOLVED that the action of the Deputy City Clerk in requesting the City Solicitor to enter an Appearance at the Court House in Ottawa on Friday, October 15, 1976, in this action, this being the first step to be taken at this time, be ratified and confirmed, and the City Solicitor be authorized to take any necessary further action to oppose the motion.

10. That, as recommended by the Transportation Committee a new 1976 L-900 Series Ford truck, complete with a dump body and 9' plough, as described on a quotation and specifications received from Edwards Ford Mercury Sales Ltd., be purchased for snow ploughing operations at the Airport, at a cost of $20,923.05 + $1,464.61 O.S.T. = $22,387.66 to be charged to Finance Contingencies less the monies to be received from the Public Works Department for the purchase of the existing truck at the airport.

11. That, as recommended by the Transportation Committee, an amount not to exceed $500.00 be appropriated to retain M.M. Dillon, Consulting Engineers, to prepare cost estimates for work projects which should be carried out in 1977 at Norman Rogers Airport, in order that applications may be made to both Transport Canada and the Ministry of Transportation and Communications for assistance to be charged to Finance Contingencies.

12A. That, as recommended by the Public Works Committee, a general rate by-law be presented to Council to authorize the reconstruction of the following pavements:

Location	Total Cost	Subsidy	Other	Debenture Amount
Pine St., Alfred to 150' E. of Lansdowne Stanley St., Alfred to Lansdowne, Lansdowne St., Adelaide to Stanley	$64,591.	$21,980.	$20,111.*	$22,500
Albert St., King to Queen's Cresc. including relocation of sidewalk **	$36,700.	$18,200.		$18,500.

* $5,625. from By-Law No. 8545 for reconstruction of Pine St. to Stanley St.

** Includes new sidewalk and 5' widening on east side from King St. to Stuart St. as recommended by the Traffic and Streets Department.

B. Amend Public Works Capital Budget as follows:

Transfer $5,000 from Local Improvements - Alcan and $11,000 from Local Improvement Road Construction to General Rate Road Reconstruction.

C. Amend the following construction by-laws to delete the sidewalks shown:

By-Law No. 7086

E/S Albert St. from Stuart St. southerly 160.97 feet and S/S Stuart St. from Albert St. easterly 10 feet.

By-Law No. 7352

E/S Albert St. from King St. northerly 196.5 feet.

Note: By-Law No. 8188 provides $26,000 for the reconstruction of Barrack St. from Rideau to Wellington and Johnson St. from Toronto to MacDonnell.

The former section was reconstructed this summer, but the section in Johnson St. was not included in this year's program as it was felt that M.T.C. subsidy restrictions would not permit construction of it as well. It now appears that subsidy would be available and the reconstruction of Johnson St. from MacDonnell to Toronto St. is recommended to be undertaken as an extension to the above contract.

13. That, as recommended by the Public Works Committee, Contract 76/2W with Bennett Paving and Materials Ltd. be amended to include the reconstruction of the Johnson Street pavement from Macdonnell to Toronto St. at contract unit prices for a total increase in the contract of $13,493.75, amendment of contract unit quantities in accordance with the Engineer's Report dated October 4th, 1976, as follows, and extension of the contract completion date by 15 working days:

13. (cont'd)

Item	Spec.	Description	Quantities	Unit Cost	Increase
86	200 408 316S 435S S.P.	Excavation (grading) including stripping of asphalt, concrete base and disposal	825.C.Y.	Lump Sum	$3,630.00
87	314 502 408	Gran."A",15" consolidated thickness	1,100 T.	$3.60	3,960.00
88	310 502 S.P.	Hot mix HL6 mod. 14" consolidated thickness(2 courses)	275 T.	12.40	3,410.00
89	310 502 S.P.	Hot mix HL1 mod. 1¼" consolidated thickness	86 T.	16.25	1,397.50

(Note: By-Law No. 8188 provides for sufficient funds to complete this work. The former section was reconstructed this summer, but the section in Johnson St. was not included in this year's program as it was felt that M.T.C. subsidy restrictions would not permit construction of it as well. It now appears that subsidy would be available and the reconstruction of Johnson St. from MacDonnell to Toronto St. is recommended to be undertaken as an extension to the above contract.)

14. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 4 in the amount of $1,730.40 for pouring of a minimum of 3" of concrete over the floor area of the existing Bishop's House be approved, it being noted that this amount will be charged against the contingency sum in the contract.

(Note: This will leave $57,619.60 in the contingency sum in the contract exclusive of an estimated $10,000 commitment for raising the level of the building.)

15. That, as recommended by the Parks and Recreation Committee, the expenditure of $2,160 for work completed on the four housing units at the Portsmouth Olympic Harbour site for supplies, removal of security screens and windows for miscellaneous work be ratified and confirmed.

16. That no action be taken to provide the amount of $1,500. for the following work with regard to the four housing units on the Portsmouth Olympic Harbour site - painting exterior, provision of parking area for tenants, landscaping and miscellaneous work.

17. That no action be taken to retain the firm of Gardiner, Roberts, Barristers and Solicitors, Toronto, to prepare and negotiate the leases for the old Ontario Street Fire Hall property and the Confederation parking lot property at a fee not to exceed $5,000.

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 11 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 9 to 11 their third reading.

(c) That By-Laws 9 to 17 be given their third reading.

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123)

(FIRST AND SECOND READING) (PROPOSED NO. 8926)
Clause 1, Report No. 99, 1976

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 and 9, Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8927)
Clauses 1 & 9, Report No. 100, 1976

(Note: Subject to the approval of the Ministry of Transportation and Communications.)

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8928)
Clause 2, Report No. 100, 1976

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 9, Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8929)
Clause 9, Report No. 100, 1976

(Note: Subject to the approval of the Ministry of Transportation and Communications.)

BY-LAWS (cont'd)

(5) A By-Law to Authorize the Stopping Up of the Road Allowance, Approximately 66' Wide by 200' Deep, Shown as "Street" on Registered Plan 368

(FIRST AND SECOND READING) (PROPOSED NO. 8930)
Clause 8(a), Report No. 104, 1976

(6) A By-Law to Fix the Price at Which the Stopped Up Road Allowance, Approximately 66' Wide by 200' Deep, Shown on Registered Plan 368 as "Street" Shall be Sold

(FIRST AND SECOND READING) (PROPOSED NO. 8931)
Clause 8(b), Report No. 104, 1976

(7) A By-Law to Amend By-Law No. 7086, "A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of the Local Improvement Act" (Revise Work Schedules)

(FIRST AND SECOND READING) (PROPOSED NO. 8932)
Clause 12(C), Report No. 104, 1976

(8) A By-Law to Amend By-Law No. 7352, "A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate - 1972 Program)" (Revise Work Schedules)

(FIRST AND SECOND READING) (PROPOSED NO. 8933)
Clause 12(C), Report No. 104, 1976

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 100)

(THREE READINGS) (PROPOSED NO. 8934)
Clause 6, Report No. 100, 1976

BY-LAWS (cont'd)

(10) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Delete Time Requirement to Hear Appeal)

(THREE READINGS) (PROPOSED NO. 8935)
Clause 10, Report No. 103, 1976

(11) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 12, 1976

(THREE READINGS) (PROPOSED NO. 8936)
City Council Meeting No. 22

(12) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 86: Designate Southern Portion of Artillery Park as Recreation, Parks and Open Space)

(THIRD READING) (PROPOSED NO. 8916)
Clause 2(a), Report No. 94, 1976

(13) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.8 Acres Montreal and Bagot Streets, North of Queen Street, From C Commercial to P1 Recreational Building)

(THIRD READING) (PROPOSED NO. 8917)
Clause 2(b), Report No. 94, 1976

(14) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 5, 6, 8, 11 and 14, Report No. 95)

(THIRD READING) (PROPOSED NO. 8918)
Clauses 1,5,6,8,11 and 14, Report No. 95, 1976

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 9, Report No. 95)

(THIRD READING) (PROPOSED NO. 8919)
Clause 9, Report No. 95, 1976

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 10 and 14, Report No. 95)

(THIRD READING) (PROPOSED NO. 8920)
Clauses 10 and 14, Report No. 95, 1976

(17) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area" (Delete Provision for Acquisition of 9-11-13-15-21 Charles Street)

(THIRD READING) (PROPOSED NO. 8925)
Clause 7, Report No. 94, 1976

MOTIONS

COMMISSIONERS' REPORT NOVEMBER 3, 1976

C.86-RE: APPOINTMENT OF CITY SOLICITOR

The position of City Solicitor, which became vacant on October 15, 1976 with the resignation of Mr. Brian Scott, has been advertised nationally and the services of an external agency have been used in the search for the best possible candidate within the City's applicable salary range ($36,900. - $42,150). The salary range has, of course, limited our choice.

Mr. Brian Scott has been involved in the selection process, and following interviews by the Board of Commissioners and a special evaluation by Stevenson Kellogg Ltd., we have pleasure in recommending the appointment of:

MR. DELBERT O. KVEMSHAGEN

to fill this position effective January 17, 1977, on terms to be approved by the Board of Commissioners and within the approved salary range for this position.

For Council's information we attach a short biography of Mr. Kvemshagen from which it will be noted that he worked in the Calgary Law Department from February 1972 to June 1974.

RECOMMENDATION

Appointment of Mr. Delbert O. Kvemshagen as City Solicitor effective January 1, 1977, on terms to be approved by the Board of Commissioners and within the approved salary range for this position.

ACTION RECOMMENDED

Approval of the above recommendation.

C.86 - ATTACHMENT

DELBERT O. KVEMSHAGEN

AGE: 46

MARITAL STATUS: Married

EDUCATION:

1959	Bachelor of Arts, University of Manitoba
1966	Bachelor of Law, University of Saskatchewan
1967	Admitted to the Bar of the Province of Saskatchewan
1971	Admitted to the Bar of the Province of British Columbia
1972	Admitted to the Bar of the Province of Alberta

EXPERIENCE:

JULY 1974 - PRESENT
Department of Justice - Legal Section of the Department of Public Works

- responsible for transactions concerning the sale of surplus Crown lands which involves the preparation of Agreements for Sale for land situated throughout Canada.

- preparation of submissions for Orders-in-Council.

- preparation of legal opinions and advising the Department on personnel matters arising under the Public Service Employment Act and the Public Service Staff Relations Act.

- preparation of consultants' agreements, service contracts, leases, licensing agreements, easements.

- preparation of legal opinions and advising the Department on problems relating to construction contracts, landlord-tenant law.

- preparation of legal opinions dealing with property damage claims and personal injury claims under the government's claims regulations.

FEBRUARY 1972 - JUNE 1974
City of Calgary - City Solicitor's Office

- acted as Counsel for major litigation involving the City such as personal injury claims, contract disputes and property damage claims.

- handled the major portion of the extensive expropriation work carried out by the City which involved the preparation of the required legal notices, advertising them in the local newspapers and the preparation of the necessary City Bylaws and negotiations of settlements.

- advised the Tax and Assessment Departments on appeals by property owners of their tax assessments.

- provided legal service for the City's Land Department which involved conveyancing, preparation of easements, street widening agreements and attendance at the bi-monthly meetings of City Council's Land Committee.

- advised the City's Urban Renewal Partnership on two large urban renewal projects which involved the preparation of development agreements, preparation of demolition agreements and the preparation of consultant's agreements.

- acted on behalf of the City with respect to its public housing program, preparing construction contracts and dealing with other legal problems as they arose.

MAY 1968 - JANUARY 1972
City of Saskatoon - City Solicitor's Office

- responsible for conveyancing of property, preparation of leases, preparation of licensing agreements, preparation of easements, tax lien proceedings, registration of development plans, replotting schemes, caveats at the Land Titles Office and street closings.

- prepared contracts for construction projects; appeared in Court Chambers on a variety of applications such as assessment of damages after interlocutory judgments, vesting orders, interpleader actions, cancellation of agreements for sale.

C.86 - ATTACHMENT

- assisted the City Solicitor in civil actions
- appeared on behalf of the City before the Board of Zoning Appeals and the property tax assessment Court of Revision
- prosecuted in Magistrate's Court for violation of City Bylaws, provincial statutes and minor Criminal Code offences
- prepared City Bylaws, demolition orders, legal notices
- researching and briefing law on a variety of legal problems and preparation of legal opinions for various civic departments and for City Council.
- handled damage claims, collection of debts, enquiries from the public

Local Govt.

CITY COUNCIL MEETING NO. 22

The Regular Meeting of City Council Was Held in the Council Chamber at City Hall on Tuesday, October 12, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (15)

MINUTES

Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That the Minutes of City Council Meeting No. 20, held September 13, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 630 to 634.

To Be Referred to All Committees

(613) From the Honourable Dennis R. Timbrell, Minister of Energy, notifying that as part of the Ontario Energy Management Program the Province has proclaimed the week of October 31 - November 6 as "Energy Conservation Week", requesting that all Councils endeavor to participate in a constructive way during this week.

To Be Filed

(614) Copy of *Great Lakes Focus On Water Quality*, dated September, 1976, published by the International Joint Commission and reporting on the Status of the Lakes in '75.

(615) Copy of *Focus ... On the Statement on the Anti-Inflation Program September 7, 1976*, prepared by Thorne Riddell & Co., Chartered Accountants.

(616) Copy of *Background* dated September 17, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(617) Copy of correspondence between Mr.E.V. Swain, Q.C., and the Ontario Municipal Board Amendment No. 71 to the Official Plan of the City of Kingston, pertaining to Dacon Corporation Limited, advising that until such time as the comprehensive By-Law 8499 is ready for hearing, these applications will be held in abeyance.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(618) From the Ministry of Natural Resources referring to a Technical Report which was distributed earlier in the summer as a result of a survey taken on the flood and erosion-related problems of the Canadian Great Lakes shoreline, notifying that a workshop will be held on Tuesday, October 19, 1976, at 1:30 P.M. in the Sagonaska Room, Four Season's Hotel, Belleville, Ontario, at which time the study will be discussed.

(619) Copy of brochure entitled *Municipal Elections '76 - Why Get Involved?*, containing pertinent information on a weekend seminar to be held at St. Lawrence College, Kingston, on Friday and Saturday, October 29 and 30, 1976.

(620) Copy of booklet entitled *The News Media and Local Government*, published by the Bureau of Municipal Research.
(Copies have been distributed to all members of Council.)

(621) Copy of *NIP News*, dated September, 1976, being an information service publication to residents.

To Be Referred to the Community Services Committee

(622) Copy of *Social Development*, published by the Canadian Council on Social Development, reporting on the Canadian Conference on Social Development held in Toronto June 14-17, 1976.

(623) From POP (Preserve Ontario Pickerel) requesting that Council endorse their program and to become actively involved in their conservation project.

(624) From the Corporation of the City of Windsor requesting that Council endorse their following resolution:

> *"Whereas the Workmen's Compensation Act (Section 117.(1) provides that every employer within three days after he learns of an accident to an employee by which the workman is disabled from earning full wages or that necessitates medical aid, shall notify the Board in writing; and*
>
> *Whereas Section 117(3) of the Act provides that every employer that makes a default in reporting or furnishing particulars in any accident or claim shall, in addition to any other penalty or liability, pay to the Board, if so ordered, the amount of compensation or medical aid awarded in respect of such accident or claim; and*
>
> *Whereas many employees sustain injuries which they fail to report until they have obtained medical aid from the physician of their choice; and*
>
> *Whereas absences resulting from injuries are often reported as sick leave with the employee divulging some weeks later that he was injured during the course of his normal duties; and*
>
> *Whereas considerable time is required to complete the necessary documentation for submission to the Board which often requires considerable follow-up with the employee and/or foreman; and*
>
> *Whereas new employees are somewhat reluctant to file claims and therefore protect their employment record; and*
>
> *Whereas in many cases the employee and not the employer should be penalized for non-compliance;*

COMMUNICATIONS (cont'd)

To Be Referred to the Community Services Committee (cont'd)

(624) (cont'd)

> *THEREFORE BE IT RESOLVED that a strong REQUEST BE MADE to the Ministry of Labour for an amendment to Section 117.(1) of the Workmen's Compensation Act to extend from 3 days to 2 weeks, the time period within which an employer must notify the Workmen's Compensation Board of an accident happening and that this section apply only in a case where an employee will actually suffer loss of pay due to an inquiry, and that the Workmen's Compensation Board be requested not to impose fines under Section 117.(1)(3) of the Act "Default in Reporting Accident Claim" pending a decision of this request for an extension of time."*

To Be Referred to Mr. G.G. Muirhead, Director of Planning and Urban Renewal

(625) From the Ministry of Housing notifying of approval of the City's application for Provincial grants under the O.H.R.P. Program, and enclosing a cheque in the amount of $90,000.00, and advising that the funds available for Ontario Municipalities for the fiscal year ending March 31, 1976, are limited to $13,000,000.

Which Has Been Referred to the Transportation Committee

(626) From the Kingston Area Planning Board enclosing a copy of the draft plan of subdivision submitted by Dacon Corporation Limited for property located at Part lot 5, Conc. I, Township of Kingston; noting that the proposed development includes a proposal for the extension of certain streets onto airport property owned by the City of Kingston, and asking that any comments regarding same be received by October 28th, if possible.

To Be Referred to the Public Works Committee

(627) From the Ontario Good Roads Association notifying that the 1977 Convention of the Ontario Good Roads Association will be held at the Royal York Hotel, Toronto, from Monday, February 21 to Wednesday, February 23, 1977, enclosing a registration form and schedule of hotel rates.

Which Has Been Referred to the City of Kingston Planning Board

(628) From the Cataraqui Region Conservation Authority enclosing a copy of an application for renewal of a fill permit for Canada Steamship Lines (Kingston Grain Elevator) for land adjacent to the Grain Elevator on King Street West, asking for the City's comments.

COMMUNICATIONS (cont'd)

To Be Referred to the Housing Sub Committee

(629) From the Municipality of Metropolitan Toronto requesting that Council endorse their following resolution:

> *"Whereas there is a continuing and growing need for public housing for low and moderate income families; and*
>
> *Whereas mortgage rates of 11-12 per cent make home ownership difficult for many citizens; and*
>
> *Whereas Canada - through its own Bank - ought to be able to finance public housing at a modest interest rate not exceeding 6 per cent.*
>
> *Therefore be it resolved that the Dominion Government be urged to undertake such financing for a first-time home owner with a maximum income of $18,000.00 to be determined by the said Government of Canada, with provision that the home may not be sold or otherwise disposed of during the 20-year term of the mortgage without first compensating the Government at the normal interest rate, or some similar safeguard."*

To Be Filed

(630) Copy of a letter to the Public Utilities Commission from Campbell Smith Engineering Ltd., Township Consulting Engineers, notifying the P.U.C. that the Township of Kingston has written to the Canadian Penitentiary Services with regard to supplying them water, which, if accepted, may be able to eliminate the apparent unnecessary expenditure involved in increasing the size of the watermain across the Little Cataraqui Creek from 8" in diameter to 18" in diameter.

(631) Statement of Revenue and Expenditures for the Transit Department of the Public Utilities Commission for the period ending August 31, 1976:

Statistical Information

	Jan. 1 to August 31	Month of August
REVENUE		
Fares, Charters and BUSIT	$498,561.	$ 47,275.
Advertising and Miscellaneous	30,500.	2,464.
TOTAL REVENUE	$518,269.	$ 49,739.
EXPENDITURES		
Total Operating Expense	$928,370.	$114,775.
Less Revenue	518,269.	49,739.
	410,101.	65,036.

COMMUNICATIONS (cont'd)

To Be Filed (Cont'd.)

(631) (cont'd)

Plus:		
Pro-rated debenture charges - principal and interest	30,793.	3,849.
TOTAL DEFICIT	$440,894.	$ 68,885.

(632) From the Kingston Downtown Business Association notifying that the next meeting will be held Wednesday, October 13th, at 12 o'clock noon, at City Hall, noting that recent meetings have been poorly attended and if there is not a greater attendance there is no way the Association will survive.

To Be Referred to the Community Services Committee

(633) From the Association of Municipalities of Ontario requesting that Council endorse their following resolution, and enclosing a copy of the endorsement by the City of Peterborough:

> *"WHEREAS Ontario Hydro has again been accorded a massive rate increase of 30.3% by the Ontario Energy Board; and*
>
> *WHEREAS such an increase is far in excess of the A.I.B. guidelines and such increases are largely due to the cost of power plant expansion being funded from cash flow and accordingly do not meet the criteria of "user additional cost" under the A.I.B. guidelines; and*
>
> *WHEREAS it was clearly demonstrated during the Ontario Energy Board hearings that Ontario Hydro could fund their power expansion program by staggering the increases proposed by Ontario Hydro over a five year period, lowering the bulk power cost to approximately 8% per annum; and*
>
> *WHEREAS the proposed staggered increase would not compromise Ontario Hydro's desire to ensure an adequate power supply nor effect Hydro's continued program of maintaining its financial integrity (balance its debt to equity ratio);*
>
> *THEREFORE BE IT RESOLVED that the Cabinet of Ontario be requested to intercede on behalf of the Ontario resident and small business users and roll back or stagger the proposed increase to a rate consistent with the A.I.B. guidelines which the Government of the Province of Ontario has so strongly endorsed."*

To Be Filed

(634) From the Social Planning Council notifying of a conference of Eastern Ontario Social Planning Councils to be held at Algonquin College, Perth, Ontario, on Saturday, October 16, 1976, from 10:00 a.m. to 5:00 p.m.

(Copies have been distributed to all members of Council.)

PETITIONS

Ald. Breen presented a Petition having 54 signatures and stating:

> "We the undersigned citizens, who operate businesses on Princess Street, north side, between Division Street and the Bath Road, object to parking being prohibited during the hours of 4:00 P.M. to 6:00 P.M., Monday to Friday."

REFERRED TO THE TRANSPORTATION COMMITTEE

REPORTS

Ald. Keyes presented Report No. 99 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 99 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 99

To the Mayor and Aldermen: September 28, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Mario Gencarelli to amend Zoning By-Law 8499 for the property at 209 Nelson Street, Part Lot 553, Registered Plan A-12, to permit commercial parking in association with uses to be located in the adjacent "C" Commercial zone; and

   WHEREAS provision for expansion of commercial establishments located along Princess Street (Specific Area #2) is provided for in the Official Plan if sufficiently buffered from residential uses; and

   WHEREAS buffering can be provided under development control;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend Zoning By-Law 8499 as follows:

   (1) by amending Zoning Map No. 19 so as to:

      (a) rezone the approximately 0.10 acre parcel of land located on the east side of Nelson Street, north of Princess Street, as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A", from A (One and Two Family Residential) to A.123 (One and Two Family Residential);

      (b) rezone the approximately 0.22 acre parcel of land located at the north-east corner of Princess and Nelson Streets as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule "A", from C (Commercial) to C.123 (Commercial).

REPORTS (cont'd.)

Report no. 99 - City of Kingston Planning Board (cont'd.)

(1) (cont'd.)

(2) by adding as Section 123 the following:

"123. (a) On the approximately 0.10 acre parcel of land located on the east side of Nelson Street, north of Princess Street, and designated A.123 on Zoning Map No. 19 attached to and forming part of By-Law 8926 as Schedule "A",

(i) The permitted uses shall also include a minimum of ten parking spaces in exclusive association with uses located on the adjacent parcel of land designated C.123 on Zoning Map No. 19.

(ii) The parking area referred to in Section 123 (a) (i) shall be buffered with a wall or fence along the north and east boundaries.

(iii) The parking area referred to in Section 123 (a) (i) shall be subject to the regulations of Development Control as set out in Section 5.30 (a), (b) and (d).

(b) On the approximately 0.22 acre parcel of land located at the north-east corner of Princess and Nelson Streets, and designated C.123 on Zoning Map No. 19 attached to and forming part of By-Law No. 8926 as Schedule "A", all uses, including any alterations and additions thereto, shall be subject to the regulations for Development Control as set out in Section 5.30 (a), (b) and (d)."

(See By-Law 1: No. 8926)

CARRIED 14:1
(Ald. Webb Opposed)

2. That Council does hereby certify that By-Law No. 8926, "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone property on Nelson and Princess Streets from A to A.123 and from C to C.123) is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED 14:1
(Ald. Webb Oppesed)

REPORTS (cont'd.)

Report No. 99 - City of Kingston Planning Board (cont'd.)

3. That the plans submitted by P. D. Quintin and R. M. Bourassa for the construction of a 2½ storey office building to be located on a site 41' x 44' at 273 King Street, East, dated June 1976:

Plan A-1 - Front and Rear Elevations
Plan A-1 - Site Plan
Plan A-2 - Window Details

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) that development be in accordance with the above listed plans;

(b) that the coloured metal of the same type as used on the mansard be continued flush against the south wall as far back as the abutting chimney on the adjacent property;

(c) that the entrance be redesigned to achieve a design more in keeping with the entire front elevation, perhaps by using a panelled door and adding height to the portico.

CARRIED

4. That the plans submitted by Maurice H. Rollins Construction Ltd. for the construction of 248 multiple family dwelling units to be located on 9.026 acres on Virginia Street abutting the south side of the Macdonald-Cartier Freeway:

Plan #1 - Site Plan (West)	August, 1976
Plan #2 - Site Plan (East)	August, 1976
Plan #3 - Elevation (40 unit)	June 2, 1976
Plan #4 - Elevation (24 unit)	Jan. 30, 1976
Plan #5 - Elevation (32 unit)	Jan. 30, 1976
Plan #6 - Landscaping (West)	August, 1976
Plan #7 - Landscaping (East)	August, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) that development be in accordance with the above listed plans;

(b) that Plans #6 and #7 (Landscaping) be subject to approval by the Commissioner of Parks and Recreation;

(c) that the four access routes be widened to a minimum of 22';

(d) that all parking areas and access routes be paved;

REPORTS (cont'd.)

Report No. 99 - City of Kingston Planning Board (cont'd.)

(4) (cont'd.)

(e) that the plans be amended to comply with By-Law 8499 as follows:

(i) section 14.3 (d) minimum lot area, by reducing the total number of dwelling units from 248 to 234 units;

(ii) section 14.3 (b) minimum side yard, by increasing the west side yard to a minimum of 18';

(f) that the radii at the point of intersection of access routes with parking areas be increased to allow access by fire emergency vehicles subject to approval of the Fire Chief;

(g) that City garbage collection be from the Virginia Street curbline only;

(h) that the maximum building setback be 50' from Virginia Street.

CARRIED

5. That the plans submitted by Ron F. Morrison for the construction of a 6-storey, 81 suite hotel to be located on a 0.28 acre site at the north east corner of Brock and Ontario Street, dated September 7, 1976:

Plan #1 - Perspective
Plan #2 - Parking Level
Plan #2(B) - Parking Level (alternate)
Plan #3 - Ground Floor Plan
Plan #4 - Second Floor Plan
Plan #5 - Typical Floor Plan
Plan #6 - Roof and Floor Plan
Plan #7 - West Elevation
Plan #8 - Cross Section

be approved, subject to the applicant entering into a development control atreement which shall include the following conditions:

(a) that development be in accordance with the above listed plans;

(b) that a new water service be provided from Ontario Street at the owner's expense, with the service size to meet fire protection requirements to a maximum of 8" diameter;

(c) that electric service be a primary 4.16 KV 3 phase supply from Ontario Street, with the owner supplying a transformer room in accordance with the Canadian Electrical Code and 2-4" ducts to the property line;

REPORTS (cont'd.)

Report No. 99 - City of Kingston Planning Board (cont'd.)

(5) (cont'd.)

(d) that fire protection services such as sprinkler system, hose cabinet locations, alarm systems etc. be subject to the approval of the City of Kingston Fire Department under the appropriate fire protection regulations;

(e) that the plans be amended to show how the easterly 21'± x 57'± triangular portion of Confederation parking lot which is not shown on the development plans is intended to be used, and such use to be subject to the approval of the City of Kingston;

(f) that details of the landscaping shown along the easterly boundary of the site shall be subject to the approval of the City of Kingston;

(g) all exterior signs must be submitted to the City for approval.

CARRIED 13:2

6. WHEREAS Dacon Corporation Ltd. has made application to the Minister of Housing for approval of a condominium plan of subdivision on the northerly 5.2 acres of Block 'F' Reg. Plan 1158 (Palace Rd. @ Wright Cres.); and

WHEREAS the project has been designed to take advantage of the provisions of the Condominium Act which allows sale to individuals of each of the units while giving these individuals a share in the common elements of the project; and

WHEREAS development control approval has been given for construction of the project which is considered to be appropriate for the development of the neighbourhood;

THEREFORE BE IT RESOLVED that it be recommended to the Minister of Housing that the condominium plan of subdivision as shown on a "Draft Plan of Proposed Subdivision of Part of Block 'F', Reg. Plan 1158, dated June 1, 1976, William H. Card O.L.S.", be approved subject to the condition that all agreements pertaining to the condominium approval are filed with the City.

CARRIED

7. That the fill application dated August 13, 1976 submitted by Superior Propane Limited, 216 Division Street, Lot 24, Concession 3. City of Kingston, for the purpose of storing tanks, be approved

CARRIED

REPORTS (cont'd.)

Report No. 99 - City of Kingston Planning Board (contd.)

8. That the following resolution of the City of Woodstock NOT BE ENDORSED:

"WHEREAS inflation has increased the cost of building a house; and

WHEREAS the runnaway increase has been in the cost of providing a serviced lot for the construction of a house; and

WHEREAS the development land is controlled by a relative handful of land developers and held for speculation purposes; and

WHEREAS quoting Winston Churchill

'Land monopoly is not the only monopoly but it is by far the greatest of monopolies. Unearned increments in land are not the only form of unearned or undeserved profits but they are the principal form of unearned increment, and they are derived from processes which are not merely beneficial, but positively detrimental to the general public.'

THEREFORE BE IT RESOLVED that the Woodstock Planning Committee respectfully request the Woodstock City Council to petition the Government of Ontario to take the necessary action to

1. *remove, in the interests of economy and social well-being, rewards for speculating in land.*
2. *secure for the Community land values that are created by the Community."*

CARRIED

Respectfully submitted,

(signed) *Ken Keyes* (*Chairman*)
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

Ald. Gerretsen presented Report No. 100 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 100 of the Transportation Committee be received and adopted clause by clause.

REPORTS (cont'd.)

REPORT NO. 100

September 29, 1976

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That traffic signals be installed at the intersection of Division Street and Elliot Avenue, and that approval for subsidy be obtained from the Ministry of Transportation and Communications.

   (See By-Law 2: No. 8927)

   CARRIED

2. That a by-law be presented to Council to amend By-Law No. 24 (Traffic), to provide that heavy trucks be prohibited from parking on any public street in the City of Kingston (excluding Connecting Links) between the hours of 8:00 P.M. and 8:00 A.M., each day of the week.

   NOTE: "Heavy Truck" is defined as, 'a commercial vehicle having a weight, when unloaded, of two tons or more, or, when loaded, of three tons or more, but does not include a passenger vehicle, a city bus, an ambulance or any vehicle of a police or fire department'.

   (See By-Law 3: No. 8928)

   CARRIED 13:2
   (Ald. Breen Opposed)

3. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that the name of the Princess Anne Parking Lot be changed to "Tower Street Parking Lot".

   CARRIED

4. That, subject to receipt of a sufficiently signed petition for the construction of Old Sir John A. Macdonald Boulevard between Elliot Avenue and Counter Street, Douglas Avenue not be connected between Elliot Avenue and Kirkpatrick Street, and that the Subdivider's Agreement be amended accordingly, including a contribution of $3,275.00 from the Subdivider.

   CARRIED

5. That, notwithstanding the provisions of By-Law No. 495, the Canadian Union of Public Employees be granted permission to rent meter hoods for the parking meters on Ontario Street, from Brock Street to Clarence Street, at a rate of 30¢ per hour, per space, for eight hours per day, on the day of October 14th, 1976, when a rally is scheduled in Confederation Park in conjunction with the National Day of Protest for Wage Controls.

   (See Following Motion of Amendment and Recorded Vote)

Council consented to the amendment of clause 5 to correct a typographical error and thereby become a "NO ACTION" clause by inserting the words "no action be taken on the request that", after the word "that" in line one.

LOST

REPORTS (cont'd.)

Report No. 100 - Transportation Committee (cont'd.)

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That Clause 5, Report No. 100, as appeared on the agenda originally, be approved.

CARRIED 14:1
(See Recorded Vote)

Ald. Webb requested a recorded vote on Clause 5, Report No. 100, as follows:

YEAS: Mayor Speal, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb. (14)

NAYS: Ald. Allmark. (1)

6. That a by-law be presented to Council to amend By-Law No. 495 (Meters) to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

WITHDRAWN

7. That, notwithstanding the provisions of By-Law No. 10, permission be given to the Public Library, as requested by Lily Inglis and Wilfred Sorensen, Associated Architects, for the encroachment of a fuel tank onto City property at the new Public Library site on Johnson Street, subject to utilities approval.

CARRIED
(Ald. French Opposed)

8. That, notwithstanding the provisions of By-Law No. 10, permission be given for the encroachment of two benches and receptacles onto City property on Bagot Street, at Earl Street, as a memorial to the late Harry Kelly, a well-loved figure of the neighbourhood.

October 7, 1976

CARRIED

REPORTS (cont'd.)

Report No. 100 - Transportation Committee (cont'd.)

9. That parking on the north side of Princess Street from Division Street to the Bath Road be prohibited during the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday on an experimental basis; it being understood that the situation would be reviewed after a six (6) month trial period had elapsed.

REFERRED BACK TO TRANSPORTATION COMMITTEE
(See following motion)

Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That Clause 9 Report No. 100, be referred back to Committee until consideration of the Merchants' Petition has taken place.

CARRIED: 9:6

Respectfully Submitted

(signed) *J.P. Gerretsen* *(Chairman)*
G. Allmark
T.D. French
J. Hawkins
D. J. Travers

* * *

Ald. Breen presented Report No. 101 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 101 of the Public Works Committee be received and adopted clause by clause.

Report No. 101

October 4, 1976

To the Mayor and Aldermen

Gentlemen:

The Public Works Committee recommends as follows -

REPORTS (cont'd.)

Report No. 101 - Public Works Committee (cont'd.)

1. That the $1000.00 deposit left with the City by Glen Lawrence Construction Co Ltd pending repair of low spots in the roads of the Mowat Woods Subdivision, be released to the Contractor as the roads have been repaired to the satisfaction of the Commissioner of Works.

CARRIED

2. That the tender of Sanitank Inc., in the adjusted amount of $9040.00, to furnish all materials, labour, supervision, equipment, plant and performing all work necessary for closed circuit television inspection and internal repair of the gravity sewer lines, as specified in the documents of Contract 76/12W, be accepted being the lower tender received, provision for this expenditure having been made in the 1976 Public Works Budget.

Note The tender from Sanitank appeared to have been based on the assumption that the pipes to be sealed were of standard 8 ft length. However, pipes are only 2 to 2½ ft long so that the time for sealing as well as the amount of sealant used should be revised upwards.

Costs for sewer inspection are customarily quoted on a daily basis and in their tender, Underwater Teleye had allowed two days which would appear to be more likely required than the one day on which the tender price of Sanitank was based.

The adjusted price shown above reflects the increased cost on account of shorter pipe lengths and a two day period for television work

CARRIED

Respectfully submitted,

(signed) *B.E. Breen (Chairman)*
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Ald. Keenleyside presented Report No. 102 of the Parks and Recreation Committee as follows:

Council consented to the addition of Clause 8 for presentation to Council.

Moved by Ald. Keenleyside, Seconded by Ald. Timmins that Report No. 102 of the Parks and Recreation Committee be received and adopted clause by clause.

REPORTS (cont'd.)

REPORT NO. 102

September 30, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Cochrane Fuels Ltd - $1609.86 - supply of marine fuel at the Portsmouth Olympic Harbour Park - lowest quotation received.

Kingston Roofing and Flooring Co Ltd - $727.95 - rental of crane with operator to move stern anchors at Portsmouth Olympic Harbour Park - lowest quotation received.

I.Vandusen Construction Co Ltd - $853.00 - supplying and erecting fence at Central Public School NIP Project - lowest quotation received

CARRIED

2. That the tender of I.Vandusen Construction Co Ltd., for the supplying and installing of new fencing, and the alteration of existing fencing at the Portsmouth Olympic Harbour Park at a cost of $11,394.40 less credit for salvaged material, in the amount of $3560.00, for a net total cost of $7834.40, Federal Sales Tax included, Provincial Sales Tax exempt, be accepted being the lowest tender received.

CARRIED 14:1
(Ald. Hawkins Opposed)

3. That the quotation of Kingston Dodge Chrysler Ltd., in the amount of $4842.00, to supply one new 1977 Dodge Model W100 truck and since the following associate equipment would provide greater functional efficiency and operational suitability, in relation to end use, it be added to the above unit -

Power Steering	$179.00
HD automatic transmission	$301.00

for a total price of $5322.00, tax excluded price, be accepted being the lowest quotation received.

CARRIED 12:3
(Ald. Hawkins, Ald. Travers, Ald. Webb Opposed)

4. That the tender of Roy Electric, in the amount of $4393.80, Federal Sales Tax included, Provincial Sales Tax exempt, to supply all plant, labour and material necessary to electrify the addition to the Cook Youth Centre, be accepted being the lowest tender received.

CARRIED

REPORTS (cont'd.)

Report No. 102 - Parks and Recreation Committee (cont'd.)

5. That Schedule "F" (Portsmouth Olympic Harbour Boat Storage Fees) of By-law No.19 - A By-law to provide for the regulation use of parks and recreation facilities of the Corporation of the City of Kingston - be amended by adding the following under Seasonal Rates -

Winter Storage - $5.00 per l.f. of boat

Conditions of Storage

a) the owners will be required to supply their own cradles and supports,

b) the owners will be responsible to make their own arrangements to remove their boats from the water and to place them in the water by a certain date to be decided.

c) placement of boats on the site will be under the supervision of the site staff.

CARRIED AS AMENDED
(See Following Motion)

Moved by Ald. Keenleyside,
Seconded by Ald. Hawkins,

That Clause 5, Report No. 102, be amended to provide that the following be added as sub-section (d):

"(d) that the haul out and put-in charges be proportioned to each boat owner."

CARRIED

6. That the Reports prepared by Mr. Malcolm Boyd dated September 17, 1976 and Mr. S. S. Lazier and Mr. H. Jemmett dated September 1976, copies of which were circulated to the Members of Council with the Parks and Recreation Committee agenda on September 24, 1974, and which explain in detail -

(a) the potential that the Portsmouth Olympic Harbour site has for sailing,

(b) the important aspects of establishing a Sailing Centre at the site, which would include a low cost Sailing School,

(c) the establishment of a Community Sailing School and Club to enable a wider section of the population of Kingston to learn to sail and to continue to sail without having to purchase a boat,

(d) the operation of a Competitive Sailing Programme, and

recommending that the City of Kingston approach the Ontario Sailing Association and request that they study the desirability and financial practicalities of a major sailing centre at the Portsmouth Olympic Harbour, be accepted in principle.

CARRIED 14:1

(Ald. Webb Opposed)

REPORTS (cont'd.)

Report No. 102 - Parks and Recreation Committee (cont'd.)

7. That the second floor portion of the building at Lake Ontario Park camp site be rented to the Camp Manageress during the six month off-season on a yearly basis at a monthly rental of $165.00 plus 40% of the heating costs.

CARRIED

8. That, as recommended by Smith, Mill & Ross, Architects, the tender of Glen Lawrence Construction Co. Ltd., in the amount of $11,879.40 for asphalt paving at the Rideau/North Street Park Site, N.I.P. Area Redevelopment Plan, be accepted, being the lowest tender received.

(Note: Other tenders received:

McGinnis & O'Connor Limited - $13,648.00

Bennett Paving & Materials Ltd.- $16,126.00)

CARRIED

Respectfully Submitted

(signed) *J.L. Keenleyside (Chairman)*
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

Ald. Webb presented Report No. 103, of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 103 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 103

To the Mayor and Aldermen October 7, 1976

The Community Services Committee reports and recommends as follows:

REPORTS (cont'd.)

Report No. 103 - Community Services Committee (cont'd.)

1. That By-Law No. 7080, "A By-Law Respecting the Fire Department, 1971", be amended to delete the existing section 4 and substitute the following in lieu thereof:

"Section 4. In addition to the Chief of the Department, the Department personnel shall consist of a Deputy Chief, five Assistant Deputy Chiefs, ten Captains (to December 31, 1977 and thereafter 9 Captains) and Probationary Captains and such members as from time to time may be deemed necessary to Council."

(Note: It being understood that this clause will be reviewed in December, 1977.)

AND FURTHER, that in accordance with the agreement with the Kingston Fire Fighter's Association, their comments on the proposed change be requested.

CARRIED

Council consented to the amendment of clause 2, Report No. 103, to correct a clerical error by deleting the reference to "NO ACTION".

2. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide as follows:

   (a) Fees for the unneutered male dogs and unspayed female dogs shall be $20.00 for the first dog and 2 times as much as the fee for each additional animal.

   (b) Fees for spayed female dogs and neutered male dogs shall be $6.00 for the first animal and 2 times as much as the fee for each additional animal.

CARRIED 12:3

3. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide that all dogs shall be licensed at the age of 6 weeks.

CARRIED

4. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide that the owner of a dog shall be furnished with a dog tag which shall be kept securely fixed on the dog at all times until the tag is renewed or replaced.

CARRIED

REPORTS (cont'd.)

Report No. 103 - Community Services Committee (cont'd.)

5. That the following resolution of the City of Burlington be endorsed:

"That the Ministry of Transportation and Communications be petitioned to enact legislation relative to Mini Bikes, Trail Bikes, and similar vehicles, requiring:

1. A reduction in permissible noise levels.
2. Licensing of all such vehicles and operators. Applicants to be 16 years of age and pass a standard operator's examination.
3. The wearing of helmets.
4. Public liability insurance to be carried by the owner."

CARRIED

6. That the following resolution of the City of Windsor be not endorsed:

"WHEREAS the needs of municipalities for revenues to provide services for their citizens is constantly expanding; and

WHEREAS municipalities have been tied to the property tax which is not a tax which expands with the economy in a direct manner; and

WHEREAS the property tax despite property tax credits remains a regressive tax;

THEREFORE BE IT RESOLVED that municipalities be accorded a proportion of the income tax generated in those municipalities as an unconditional grant from the Provincial Government, and that the Association of Municipalities of Ontario be urged to appoint a special committee to study and recommend a method of implementing this proposal."

CARRIED

7. That the following resolution of the City of Windsor be not endorsed:

"WHEREAS pensioners, low income retirees and other low income groups find it increasingly more difficult to pay their municipal taxes; and

WHEREAS the majority of these people who live in their own home wish to continue to do so; and

WHEREAS municipal tax assistance may only be provided to homeowners who are recipients of the Guaranteed Income Supplement under The Municipal Elderly Residents Assistance Act, 1973; and

REPORTS (cont'd)

Report No. 103 - Community Services Committee (cont'd.)

7. (cont'd.)

WHEREAS there are a number of low income persons who are not homeowners but who pay substantial monthly rents; and

WHEREAS assistance provided by a municipality under The Municipal Elderly Residents Assistance Act is not subsidizable, and if applicable in the City of Windsor would cost in excess of $200,000 annually based on a tax concession of $100.00 for each eligible property, and would be borne by other taxpayers, many of whom are subsisting on minimum wage incomes and are in as dire need; and

WHEREAS the placing of such persons in public housing or Homes for the Aged requires further subsidization through municipal and provincial taxes; and

WHEREAS many homeowners do not wish to incur a debt against their property under the Municipal School Tax Assistance Act; and

THEREFORE BE IT RESOLVED that the Province be requested to expand the Ontario Tax Credit Plan to provide an increase in the amount of the rebate of property tax or rental payments for pensioners, low income retirees and other low income groups."

CARRIED

8. WHEREAS Section 354.1, Subsection 134, of the Municipal Act, R.S.O. 1970 authorizes municipalities to regulate car washes;

AND WHEREAS complaints have been received from the 24 hour operation permitted under By-Law No. 7, "A By-Law to License and Regulate Certain Trades";

THEREFORE BE IT RESOLVED that By-Law No. 7, "A BY-LAW TO LICENSE AND REGULATE CERTAIN TRADES," as amended be further amended to provide that car washes be permitted to be open during the hours of 6:30 a.m. to 11:00 p.m. only.

CARRIED

9. That, as recommended by the Public Works Committee, the standard form of subdivision agreement be amended to provide that:

"Where a rezoning will result in an increase in the flow of sanitary sewage to the extent that the downstream sewers, having a capacity not exceeding 4 cfs, would be overloaded based on Ministry of the Environment design criteria, the Developer shall contribute on a percentage basis to the estimated cost of the minimum replacement to accommodate the flow. The percentage shall be the relation that the additional flow resulting from the rezoning is to the increase in capacity between the existing sewer and the sewer that will carry the total flow without overloading but in no case will the percentage charged be less than fifteen. The actual size of the replacement shall be at the discretion of the Public Works Committee."

CARRIED

REPORTS (cont'd)

Report No. 103 - Community Services Committee (cont'd.)

10. That By-Law No. 8597, "Property Standards By-Law", be amended to delete from Section 6.14 the provision that the Property Standards Committee must hear an appeal within 14 days.

CARRIED

Mayor Speal declared a Conflict of Interest in clause 11, Report No. 103, and withdrew from the Chair.

Ald. Gerretsen assumed the Chair.

11. That "NO ACTION' be taken on the following resolution:

"WHEREAS By-Law No. 8402 of the City of Kingston was passed to rezone Lots 1 to 17, Reg. Plan 1658, as one and two family residential and was not approved by the Ontario Municipal Board prior to the passing of By-Law No. 8499;

AND WHEREAS this amendment was not included in By-Law No. 8499, "Restricted Area Zoning By-Law for the City of Kingston";

AND WHEREAS subsequently By-Law No. 8735 was passed to correct this error and five objections were received despite the fact that no objections were received to the original By-Law No. 8402;

AND WHEREAS By-Law No. 8499, as amended by By-Law No. 8735, has not yet received Ontario Municipal Board approval and a number of objections have been lodged and the Ontario Municipal Board has not yet held a hearing;

AND WHEREAS it appears that there was an error in By-Law No. 8499 when the designation "A2" was used for the subject lands and it was clearly the intention of the City to zone the lands "A5" which would permit semi-detached houses;

NOW THEREFORE BE IT RESOLVED that the Chief Building Inspector be authorized to issue a building permit to Mastercraft Construction Corporation for the construction of semi-detached houses on Lots 1 to 17, Reg. Plan 1658, as provided by By-Law No. 8499, as amended by By-Law No. 8735, on the understanding that the person or persons proposing to act under such building permits should do so in the knowledge that City of Kingston By-Law No. 8499, as amended by By-Law No. 8735, has not yet been approved by the Ontario Municipal Board".

REFERRED TO CITY OF KINGSTON PLANNING BOARD

(Mayor Speal Abstained)
(See Following Motion)

REPORTS (cont'd)

Report No. 103 - Community Services Committee (cont'd.)

Moved by Ald. Miller,
Seconded by Ald. Webb,

That, clause 11, Report No. 103, be referred to the City of Kingston Planning Board.

CARRIED 14:0
(Mayor Speal Abstained)

Mayor Speal resumed the Chair.

Respectfully Submitted,

(signed) *G.L. Webb (Chairman)*
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

Ald. Gerretsen presented Report No. 104, of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. breen, that Report No. 104 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 104

To the Mayor and Aldermen: October 6th, 1976.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Parks and Recreation Commissioner, the account of the Canadian Corps. of Commissionaires in the amount of $2,956.88 for security work at the Portsmouth Olympic Harbour for the period August 1st, 1976 to August 14th, 1976 be authorized for payment.

   (Note: There are sufficient funds in the COJO Capital Budget.)

CARRIED 14:1
(Ald. Webb Opposed)

REPORTS (cont'd)

Report No. 104 - Finance and Accounts Committee (cont'd.)

2. That, as recommended by R.P.A. Consultants Limited, the accounts of International Paints (Canada) Limited in the amount of $601.13 and $126.47 be approved for payment.

(Note: This account has been included in previously committed funds.)

CARRIED

3. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 2 in the amount of $1,335.00 for repairs to the existing interior of three walls from basement to roof of the Bishop's House and Change Order No. 3 in the amount of $315.00 to relocate a Bell Canada Pole be approved it being noted that these amounts will be charged against the contingency sum in the contract i.e. $61,000.00.

(Note: This will leave a balance of $59,350.00 in the Contingency sum in the contract exclusive of an estimated $10,000 commitment for raising the level of the building.)

CARRIED

4. That, as recommended by the Parks and Recreation Committee, a joint agreement be entered into with Island Queen Tours/ Zodiac Tours Ltd. to lease them approximately 700 sq. feet and 213 sq. feet of floor space, respectively, at the Portsmouth Olympic Harbour Park building for use as the Company's business offices, under the following terms and conditions:

a) For the first year a rate of $4.50 per s.f. and for the balance of the five year term a rate of $5.00 per s.f.

b) Escalation in relation to the consumer price index.

c) Option to renew at the end of the five year term.

d) Lease rate includes heat, light, water, air conditioning and non-reserved parking spaces for four cars.

e) Lease will authorize winter berthage for the vessel as well as utilization of power hook-up, pump out facilities and the availability of fuel for said vessel on the regular charge basis.

f) Lease of premises to be in effect from January 1st, 1977.

g) Lease includes the use for storage purposes of a small room adjacent to the office space to be leased at a rental of $2.50 per sq. foot per annum.

REPORTS (cont'd)

Report No. 104 - Finance and Accounts Committee (cont'd.)

(4) (cont'd.)

h) Lessee to be responsible for janitor services.

(Note: A rate of $4.50 per sq. foot for the first year is recommended as the Company will be required to make some capital expenditures to renovate the premises to suit their requirements.)

CARRIED AS AMENDED
(See Following Motion)

Moved by Ald. Keenleyside,
Seconded by Ald. Hawkins,

That, sub-section (e) of clause 4, Report No. 104, be amended by deleting the words "the regular", and by substituting therefor the words "a regular".

CARRIED

Moved by Ald. Keenleyside,
Seconded by Ald. Matthews,

That, clause 4, Report No. 104, be amended by adding subsection (i) which would provide that the Lessee be offered the first right of refusal.

LOST 3:12

5. That, as recommended by the Parks and Recreation Committee, Queen's University be authorized to repair the ground damage caused to Leonard Field Donald Gordon Centre by activities associated with the Olympics at a cost of $2,000 as a charge to the COJO Capital Budget.

CARRIED

6. That, as recommended by the Parks and Recreation Committee, funds in the amount of $500.00 be provided from Finance Contingencies to engage a firm of heating consultants to prepare a preliminary report on future heating requirements for 19 Queen Street, including cost estimates for budget purposes.

CARRIED

7. That, as recommended by the Parks and Recreation Committee, M. Sullivan and Son Limited be requested to hook up electrical motors on the overhead doors at Artillery Park as an extra to the contract at an estimated cost of $583.00 to be charged against the contingency sum in the contract.

(Note: The contract with M. Sullivan and Son Limited for the development of Artillery Park includes a contingency allowance of $5,000. This will now leave a balance in the contingency allowance of $3,076.95.)

8. That by-laws be presented to Council as follows: *CARRIED*

a) to authorize the stopping up of the road allowance, approximately 66' wide by 200' deep, shown as "Street" on Registered Plan 368; *(See By-Law 5: No. 8930)*

b) to fix the price at which the stopped up road allowance, approximately 66' wide by 200' deep, shown on Registered Plan 368 as "Street" shall be sold. *(See By-Law 6: No. 8931)*

(Note: It is the unnamed, unopened street allowance running from Montreal Street westerly 200 ft. lying between Civic No. 1480 and 1466.

CARRIED

REPORTS (cont'd)

Report No. 104 - Finance and Accounts Committee (cont'd.)

9. WHEREAS on September 30th, 1976, Mr. M.C. Healy, Deputy City Clerk, was served with a notice of Motion requesting an order for the Building Inspector to issue a building permit for a 63 unit apartment house on property of A.B. Smith, south of Princess Street and east of the Little Cataraqui Creek:

THEREFORE BE IT RESOLVED that the action of the Deputy City Clerk in requesting the City Solicitor to enter an Appearance at the Court House in Ottawa on Friday, October 15, 1976, in this action, this being the first step to be taken at this time, be ratified and confirmed, and the City Solicitor be authorized to take any necessary further action to oppose the motion.

CARRIED

10. That, as recommended by the Transportation Committee a new 1976 L-900 Series Ford truck, complete with a dump body and 9' plough, as described on a quotation and specifications received from Edwards Ford Mercury Sales Ltd., be purchased for snow ploughing operations at the Airport, at a cost of $20,923.05 + $1,464.61 O.S.T. = $22,387.66 to be charged to Finance Contingencies less the monies to be received from the Public Works Department for the purchase of the existing truck at the airport.

CARRIED

11. That, as recommended by the Transportation Committee, an amount not to exceed $500.00 be appropriated to retain M.M. Dillon, Consulting Engineers, to prepare cost estimates for work projects which should be carried out in 1977 at Norman Rogers Airport, in order that applications may be made to both Transport Canada and the Ministry of Transportation and Communications for assistance to be charged to Finance Contingencies.

CARRIED

12A. That, as recommended by the Public Works Committee, a general rate by-law be presented to Council to authorize the reconstruction of the following pavements:

Location	Total Cost	Subsidy	Other	Debenture Amount
Pine St., Alfred to 150' E. of Lansdowne Stanley St., Alfred to Lansdowne, Lansdowne St., Adelaide to Stanley	$64,591.	$21,980.	$20,111.*	$22,500.
Albert St., King to Queen's Cresc. including relocation of sidewalk **	$36,700.	$18,200.		$18,500.

CARRIED

REPORTS (cont'd)

Report No. 104 - Finance and Accounts Committee (cont'd.)

12A. (cont'd.)

* $5,625. from By-Law No. 8545 for reconstruction of Pine St. to Stanley St.

** Includes new sidewalk and 5' widening on east side from King St. to Stuart St. as recommended by the Traffic and Streets Department.

B. Amend Public Works Capital Budget as follows:

Transfer $5,000 from Local Improvements - Alcan and $11,000 from Local Improvement Road Construction to General Rate Road Reconstruction.

C. Amend the following construction by-laws to delete the sidewalks shown:

By-Law No. 7086 *(See By-Law 7: No. 8932)*

E/S Albert St. from Stuart St. southerly 160.97 feet and S/S Stuart St. from Albert St. easterly 10 feet.

By-Law No. 7352 *(See By-Law 8: No. 8933)*

E/S Albert St. from King St. northerly 196.5 feet.

Note: By-Law No. 8188 provides $26,000 for the reconstruction of Barrack St. from Rideau to Wellington and Johnson St. from Toronto to MacDonnell.

The former section was reconstructed this summer, but the section in Johnson St. was not included in this year's program as it was felt that M.T.C. subsidy restrictions would not permit construction of it as well. It now appears that subsidy would be available and the reconstruction of Johnson St. from MacDonnell to Toronto St. is recommended to be undertaken as an extension to the above contract.

CARRIED

13. That, as recommended by the Public Works Committee, Contract 76/2W with Bennett Paving and Materials Ltd. be amended to include the reconstruction of the Johnson Street pavement from Macdonnell to Toronto St. at contract unit prices for a total increase in the contract of $13,493.75, amendment of contract unit quantities in accordance with the Engineer's Report dated October 4th, 1976, as follows, and extension of the contract completion date by 15 working days:

REPORTS (cont'd.)

Report No. 104 - Finance and Accounts Committee (cont'd.)

13. (cont'd.)

Item	Spec.	Description	Quantities	Unit Cost	Increase
86	200 408 316S 435S S.P.	Excavation (grading) including stripping of asphalt, concrete base and disposal	825.C.Y.	Lump Sum	$3,630.00
87	314 502 408	Gran."A",15" consolidated thickness	1,100 T.	$3.60	3,960.00
88	310 502 S.P.	Hot mix HL6 mod. 14" consolidated thickness(2 courses)	275 T.	12.40	3,410.00
89	310 502 S.P.	Hot mix HL1 mod. 1¼" consolidated thickness	86 T.	16.25	1,397.50
90	310 502 S.P.	Hot mix HL3,mod. ramps only	5 T.	337.75	188.75
91	314	Calcium chloride	2 T.	150.00	300.00
92	200 314	Water for compaction and dust control	10 M.G.	9.25	92.50
93	407 S.P.	Adjusting manholes	3 each	80.00	240.00
94		Adjusting catch basin frames and grates	5 each	55.00	275.00
				TOTAL INCREASE	$13,493.75

(Note: By-Law No. 8188 provides for sufficient funds to complete this work. The former section was reconstructed this summer, but the section in Johnson St. was not included in this year's program as it was felt that M.T.C. subsidy restrictions would not permit construction of it as well. It now appears that subsidy would be available and the reconstruction of Johnson St. from MacDonnell to Toronto St. is recommended to be undertaken as an extension to the above contract.)

CARRIED

REPORTS (cont'd.)

Report No. 104 - Finance and Accounts Committee (cont'd.)

14. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 4 in the amount of $1,730.40 for pouring of a minimum of 3" of concrete over the floor area of the existing Bishop's House be approved, it being noted that this amount will be charged against the contingency sum in the contract.

(Note: This will leave $57,619.60 in the contingency sum in the contract exclusive of an estimated $10,000 commitment for raising the level of the building.)

CARRIED

15. That, as recommended by the Parks and Recreation Committee, the expenditure of $2,160 for work completed on the four housing units at the Portsmouth Olympic Harbour site for supplies, removal of security screens and windows for miscellaneous work be ratified and confirmed.

CARRIED

16. That no action be taken to provide the amount of $1,500. for the following work with regard to the four housing units on the Portsmouth Olympic Harbour site - painting exterior, provision of parking area for tenants, landscaping and miscellaneous work.

CARRIED 8:7

17. That no action be taken to retain the firm of Gardiner, Roberts, Barristers and Solicitors, Toronto, to prepare and negotiate the leases for the old Ontario Street Fire Hall property and the Confederation parking lot property at a fee not to exceed $5,000.

LOST 6:9
(See Following Motion)

Moved by Ald. Keyes,
Seconded by Ald. Gerretsen,

That, clause 17, Report No. 104 be amended to provide that the firm of Gardiner, Roberts, Barristers and Solicitors, Toronto, be engaged to prepare and negotiate the leases for the Old Ontario Street Fire Hall property and the Confederation parking lot property at a fee not to exceed $5,000, the cost to be borne by the developers."

CARRIED 13:2
(Ald. Hawkins, Ald. Keenleyside Opposed)

REPORTS (cont'd.)

Report No. 104 - Finance and Accounts Committee (cont'd.)

Respectfully Submitted

(signed) *George N. Speal* (*Chairman*)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

UNFINISHED BUSINESS

Ald. Webb said that he was pleased to have represented the Mayor at the International Plowing Match Dinner. He said he had been presented with a pin which he would turn over to the Mayor after the elections.

Ald. Webb withdrew from the meeting.

Ald. Breen took exception to the remarks in the Parks and Recreation Committee minutes that the Community Centre Board was showing incompetence by reducing the ice rental rates for the Harold Harvey Arena to $12.00 per hour. Ald. Breen said the rates had not been reduced, they had been increased to this figure.

Ald. Breen said that as a member of the Health Unit he was distressed about the three deaths in Pennsylvania from swine flu innoculations.

Ald. Hawkins referred to the P.U.C. approving a gas installation for the Ministry of Health. At a meeting last year their policy was that no gas was available. He would like the Mayor to comment since many householders' requests for gas had been rejected.

Mayor Speal said the Ministry of Health was a citizen. The situation and policy had changed because of recent news from pipeline suppliers that gas was now available. Since it may not be available over the long term the present policy was to favour users who would use gas in the summer as well as in the winter. He said any citizen could apply for gas now.

Ald. Keyes said that he had represented the Mayor at a Kingston Grenadiers function and he presented the plaque that he had received to the Mayor.

Ald. Keyes said that he noticed that the Mayor had suggested the celebration of Halloween on Saturday, but was not issuing any proclamation to this effect. The City should not be involved in changing the date. Once in seven years when Halloween fell on Sunday the observance should be omitted.

Ald. Gerretsen said that the Transportation Committee was trying to negotiate a new lease on Hangar 5 with the Flying Club so that all tenants would lease directly from the City. While negotiations were proceeding the Flying Club had placed a padlock on the south half of the Flying hangar. Flying Club had the original lease fixed on a no profit basis. It was hoped the Mayor would make some effort to resolve this. Tenants should not be permitted to sub-let.

UNFINISHED BUSINESS (cont'd.)

Mayor Speal said that Wayne Gaye had phoned about negotiating problems. He would be asking Mr. McKibbin and Mr. Stevens for background information on this situation and then would call a meeting with appropriate officials.

Ald. Gerretsen said that he wished it placed on the record that Mayor Speal said that he had received information about a refreshment vehicle that was selling refreshments on Bagot Street near LaSalle Mews. They should be notified that they were in violation of the streets By-Law.

Mayor Speal said that the City wasn't proclaiming a date for celebrating Halloween although some businesses were anxious as to whether it would be celebrated on Saturday or Sunday.

Mayor Speal said that after checking with the N.I.P. Co-ordinator he wished to assure Council that no tenants have been evicted by the City in the N.I.P. area and all land had been acquired by negotiations.

Ald. McArthur announced that it was Ald. Travers' birthday, which was greeted with applause, and he wished him a "Happy Birthday".

Ald. Hawkins said that the Parks & Recreation Committee will review ice rental rates for the Youth Centre at their next meeting, when more information would be available. In the meantime he would not comment on Ald. Breen's remarks about ice rental rates.

Mayor Speal instructed Mr. McKibbin to obtain a full report from Mr. Cousens on ice rental rates at all community centres.

Ald. Mackenzie said she was encouraged by the possibility of Kingston becoming the location for research on public transportation. She hoped the research would include transportation problems of medium sized municipalities.

Mayor Speal said that discussions were taking place, but that the research would benefit larger municipalities rather than smaller.

BY-LAWS

Council consented to:

(a) the amendment of By-Law 2 by deleting the provisions of Clause 9, Report No. 100, therefrom;

(b) the withdrawal of By-Law 4 from presentation to Council, as Clause 9, Report No. 100, was referred back to the Transportation Committee;

(c) the withdrawal of By-Law 9 from presentation to Council, as Clause 6, Report No. 100, was withdrawn.

ALL BY-LAWS WERE PASSED UNANIMOUSLY

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1, 2 as amended, 3 to 11 be given their first and second reading.

CARRIED

BY-LAWS (cont'd.)

(b) Moved by Ald. Keenleyside
Seconded by Ald. Keyes

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 10 and 11 their third reading.

CARRIED

(c) Moved by Ald. Travers,
Seconded by Ald. Gerretsen,

That By-Laws 10 to 17 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123)

(FIRST AND SECOND READING) (PROPOSED NO. 8926)
Clause 1, Report No. 99, 1976

CARRIED

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1 Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8927)
Clauses 1 Report No. 100, 1976

(Note: Subject to the approval of the Ministry of Transportation and Communications.)

CARRIED AS AMENDED

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8928)
Clause 2, Report No. 100, 1976

CARRIED

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 9, Report No. 100)

(FIRST AND SECOND READING) (PROPOSED NO. 8929)
Clause 9, Report No. 100, 1976

(Note: Subject to the approval of the Ministry of Transportation and Communications.)

WITHDRAWN

BY-LAWS (cont'd.)

(5) A By-Law to Authorize the Stopping Up of the Road Allowance, Approximately 66' Wide by 200' Deep, Shown as "Street" on Registered Plan 368

(FIRST AND SECOND READING) (PROPOSED NO. 8930)
Clause 8(a), Report No. 104, 1976

CARRIED

(6) A By-Law to Fix the Price at Which the Stopped Up Road Allowance, Approximately 66' Wide by 200' Deep, Shown on Registered Plan 368 as "Street" Shall be Sold

(FIRST AND SECOND READING) (PROPOSED NO. 8931)
Clause 8(b), Report No. 104, 1976

CARRIED

(7) A By-Law to Amend By-Law No. 7086, "A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 12 of the Local Improvement Act" (Revise Work Schedules)

(FIRST AND SECOND READING) (PROPOSED NO. 8932)
Clause 12(C), Report No. 104, 1976

CARRIED

(8) A By-Law to Amend By-Law No. 7352, "A By-Law to Authorize the Reconstruction of Certain Sidewalks (General Rate - 1972 Program)" (Revise Work Schedules)

(FIRST AND SECOND READING) (PROPOSED NO. 8933)
Clause 12(C), Report No. 104, 1976

CARRIED

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 6, Report No. 100)

(THREE READINGS) (PROPOSED NO. 8934)
Clause 6, Report No. 100, 1976

WITHDRAWN

(10) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Delete Time Requirement to Hear Appeal)

(THREE READINGS) (PROPOSED NO. 8935)
Clause 10, Report No. 103, 1976

CARRIED

BY-LAWS (cont'd.)

(11) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 12, 1976

(THREE READINGS) (PROPOSED NO. 8936)
City Council Meeting No. 22

CARRIED

(12) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 86: Designate Southern Portion of Artillery Park as Recreation, Parks and Open Space)

(THIRD READING) (PROPOSED NO. 8916)
Clause 2(a), Report No. 94, 1976

CARRIED

(13) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.81 Acres Montreal and Bagot Streets, North of Queen Street, From C Commercial to P1 Recreational Building)

(THIRD READING) (PROPOSED NO. 8917)
Clause 2(b), Report No. 94, 1976

CARRIED

(14) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clauses 1, 5, 6, 8, 11 and 14, Report No. 95)

(THIRD READING) (PROPOSED NO. 8918)
Clauses 1,5,6,8,11 and 14, Report No. 95, 1976

CARRIED

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 9, Report No. 95)

(THIRD READING) (PROPOSED NO. 8919)
Clause 9, Report No. 95, 1976

CARRIED

(16) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 10 and 14, Report No. 95)

(THIRD READING) (PROPOSED NO. 8920)
Clauses 10 and 14, Report No. 95, 1976

CARRIED

(17) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area" (Delete Provision for Acquisition of 9-11-13-15-21 Charles Street)

(THIRD READING) (PROPOSED NO. 8925)
Clause 7, Report No. 94, 1976

CARRIED

MOTIONS

The following motions were received:

(1) Moved by Ald. French,
Seconded by Ald. Breen,

That the condolences of Council be extended to the family of the late Dennis Patrick Sears.

CARRIED

(2) Moved by Ald. French,
Seconded by Ald. Breen,

That the condolences of Council be extended to the family of the late Mrs. Margaret Dee, who served the community by her association with minor hockey.

CARRIED

(3) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Council do now adjourn.

Council adjourned at 11:40 p.m.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *George N. Speal,*
Mayor

/ Dup-

CITY COUNCIL MEETING NO. 23

The Regular Meeting of City Council Will Be Held in the Council Chamber at City Hall on Monday, October 25, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

COMMUNICATIONS

To Be Filed

(635) Copy of *Background* dated October 1, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(636) Copy of *AMO News* dated September, 1976, from the Association of Municipalities of Ontario.

(Copies have been distributed to all members of Council.)

(637) From Keith C. Norton, M.P.P., Kingston and The Islands, thanking Council for copies of correspondence to the City of Stratford, regarding Police Resolutions, and to the Town of Exeter with regard to the closing of arenas.

(638) From Mr. and Mrs. Thompson, 20 Dundas Street, thanking Council for the good wishes and the flower arrangement sent to them on the occasion of their 50th wedding anniversary.

(639) From the Office of the Opposition, Legislative Assembly, Ontario, enclosing a copy of a Brief presented to the Blair Commission on Property Tax Reform on behalf of the New Democratic Party Caucus.

(640) Copy of *Background* dated October 8, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(641) Copy of *Annual Report 1975, International Joint Commission, Canada-United States.*

Local Govt

COMMUNICATIONS (cont'd.)

To Be Referred to the Parks & Recreation Committee (cont'd.)

(646) (cont'd.)

Whereas harbours and harbour lands are of strategic planning and development value to the host community and used by the citizens of the community for recreational activities etc., so that there is a local as well as a national interest; and

Whereas the local municipality is often required to provide services and infra-structure to support port facilities; and

Whereas some municipalities (i.e. City of Toronto) have waived surplus funds and conveyed land and assets to local harbour commissions:-

Therefore be it resolved that:

a) The land area of the port facility be adjusted in co-operation with the respective province and local municipality to ensure that both the national and the local interests are mainteined, especially those lands not required for port facilities and not federally owned, by the harbour commissions or otherwise, whose development should be subject to normal municipal control, as provided for in The Planning Act of Ontario without prejudice to any potential developer, including local harbour commissions;

b) The membership of the proposed Local Port Commissions be either five or seven as determined by local negotiations and the majority of the appointed be from the municipal level of government and that municipal elected representatives not be exempted;

c) The election of the chairman of the Local Port Commission be made by the members of the commission;

d) The surplus fund (where waived, or otherwise) and the conveyed, excess lands or the value of the conveyed lands be returned to the local municipality, where applicable; and

e) The definition of local responsibility for day-to-day management be clarified, especially as it pertains to personnel, labour relations and security."

Which Has Been Referred to the Public Utilities Commission

(647) Letter from Mayor Andrew S. Brandt of the Corporation of the City of Sarnia, Ontario, requesting that Council endorse the M.T.C. Public Transit Subsidy Formula.

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd)

(642) From Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, copy of *Provincial Financial Assistance to Municipalities, Boards and Commissions, October 1976.*

(643) Copy of *Background* dated September 24, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

To Be Referred to the Community Services Committee

(644) From BOOST (Blind Organization of Ontario with Selfhelp Tactics) a relatively new organization, enclosing copies of correspondence that has taken place between themselves and Prof. Cyril Greenland, the author of a study concerning the unmet needs of blind persons entitled, "*Vision Canada*", towards the establishment of a more meaningful dialogue between the two organizations and a greater accountability by C.N.I.B. to its funders, asking that Council support their cause.

To Be Referred to the Parks & Recreation Committee

(645) From the Corporation of the Town of Markham requesting that Council endorse their following resolution:

> *"WHEREAS Wintario grants for local sports organizations are being distributed through the office of the Ontario Athletic Commissioner;*
>
> *AND WHEREAS the Ontario Athletic Commissioner distributes these funds in the form of sports equipment;*
>
> *AND WHEREAS orders for this equipment are placed with a specific distributor in the City of Toronto;*
>
> *AND WHEREAS this represents a significant loss of business for sports equipment retailers in the local municipality;*
>
> *BE IT THEREFORE RESOLVED THAT the Minister of Culture and Recreation be asked to consider a policy under which the Ontario Athletic Commissioner places orders for equipment purchases approved under any Provincial grant with sports equipment retailers located in the community in which the grant applies."*

(646) Copy of the minutes of a meeting of Waterfront Municipalities of Ontario, requesting that Council endorse their following resolution:

> *"Whereas it has been generally recognized by municipalities in Ontario with harbour facilities that cargo movement ports and facilities are an important part of the National transportation and economic system; and*
>
> *Whereas municipalities in Ontario with such facilities support in principle the need for a more uniform planning and financing of the national port system; and*

COMMUNICATIONS (cont'd.)

To Be Referred to Finance and Accounts Committee

(648) From The Association of Women Electors of Kingston Area, suggesting that a Solicitor's attendance at Planning Board meetings and other Committee meetings (when legal advice is needed) would be extremely useful and asking that the feasibility of such attendance be considered.

(649) From the Public Utilities Commission, requesting approval for an expenditure of $183,000.00, for 3 - 45 passenger urban type coaches with the City's share to be 25% ($45,750.00) of this and the balance to be in the form of a subsidy from the Ministry of Transportation & Communications in the amount of $137,250.00. In order to assure delivery in 1977 the Commission is requesting necessary approval to place the order now.

Which Has Been Referred to the Finance and Accounts Committee

(650) From John B. Sampson, requesting the following questions be placed on the ballot at the coming Municipal Elections:

1. DO YOU APPROVE OF AN IMPOST OF 10 or 15% DOWN PAYMENT ON CAPITAL PROJECTS CONTEMPLATED FOR FUTURE YEARS?

2. DO YOU APPROVE OF CAPITAL EXPENDITURES OF LONG TERM USAGE, BEING PAID OUT WHOLLY OUT OF CURRENT TAXATION?

Copies have been distributed to all members of Council.

To Be Referred to Finance and Accounts Committee Which Has been Referred To the Parks and Recreation Committee

(651) From Black, Black, Pedlar & Atkinson with reference to the Estate of the late John F. Elder bequeathing approximately $55,000.00 for a civic project which would commemorate Mr. Elder's close ties with the City of Kingston, to have installed, in an advantageous park location, a tennis court complex which would be maintained by the Corporation of the City of Kingston.

To Be Referred to the Transportation Committee

(652) From Reeve Peter Beeman expressing appreciation for the invitation to the opening of the new airport facilities, suggesting a meeting with the City to discuss certain airport items

To Be Referred to The City of Kingston Planning Board and The Housing Sub Committee

(653) From The Ministry of Housing Notifying of the Expansion of The Ontario Home Renewal Program to Include Rental Accommodations.

COMMUNICATIONS (cont'd.)

Which Has Been Referred to the Finance and Accounts Committee

(654) From Kingston Downtown Business Association notifying that they are Prepared to Make Available to the City the Sum of Approximately $7,000.00 Towards the Purchase of Goodman Estate Properties located on Princess and King Streets.

MOTIONS

REPORT NO. 105

October 18, 1976

To the Mayor and Aldermen:

The Transportation Committee may present the following clause:

1. That, notwithstanding the provisions of By-Law No. 10, Mr. and Mrs. Gerald Finley of 53 Earl Street be granted permission to erect a fence on City property at a height of approximately 45", at a distance of approximately 5 feet to 6 feet from the inside edge of the City sidewalk, provided they enter into a standard form of Fence Agreement with the City of Kingston.

Respectfully submitted,

(CHAIRMAN)

REPORT NO. 106

To the Mayor and Aldermen: October 19, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS it has been proposed that the wharf owned by the Federal Government at the foot of Brock Street be rezoned in order to protect its continued existence as a public facility; and

   WHEREAS a public meeting has been held to consider this matter; and

   WHEREAS, in the opinion of Planning Board, the continued maintenance of this property as a public wharf is essential to the community;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council as follows:

   (a) to amend the Official Plan to redesignate the wharf owned by the Federal Government at the foot of Brock Street from Commercial to Transportation on Schedule A-1 and to delete it from Area of Potential Population Increase 'D' on Schedule A-3.

   (b) to amend Zoning By-Law No. 8499,"Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", by amending Zoning Map No. 31 so as to rezone the approximately 0.76 acre parcel of land located at the foot of Brock Street, as shown on Zoning Map No. 31 which is attached hereto as Schedule "A", from C (Commercial) to OS3 (Harbour Open Space).

2. That Council does hereby certify that By-Law No. 8938 "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.76 acre located at the foot of Brock Street from C (Commercial) to OS3 (Harbour Open Space)," is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 87 , which has not yet been approved by the Minister.

3. That the plans submitted by Canso Building Company Ltd. for the construction of a one storey (18') restaurant ("Pizza Loft") with approximately 3200 square feet of floor space, to be located on a .69+ acre site on the north side of Bath Road east of Portsmouth Avenue, dated August, 1976:

   Plan #1 - Site Plan
   Plan #3 - Ground Floor
   Plan #4 - Elevations

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) a masonry wall with a minimum height of 4½' shall be constructed across the rear of the site with design to be similar to that of the wall at the rear of the shopping plaza on the north side of Bath Road east of Gilmour Street;

   (b) landscaping details shall be subject to approval by the City.

4. WHEREAS, with respect to the presence of the east branch of the Little Cataraqui Creek within Specific Area No. 12 (Industrial Park) on Schedule A-2 of the Official Plan, the following policy is set out:

> *"Council shall establish the best economic balance between recovered land and low cost channelization and prepare specific plans and cost estimates for the necessary work in order to develop this area to its greatest possible industrial use.";*

and

WHEREAS the Cataraqui Region Conservation Authority, at the request of the City, is conducting a flood plain study within this area; and

WHEREAS this study cannot be completed until the matter of channelization has been resolved; and

WHEREAS Planning Board has considered this matter and established the following principles as a basis for a decision in this regard;

(a) Channelization will alter the site characteristics of this area but will not create significant additional industrial acreage.

(b) In addition to the characteristics of a site, there are a number of other factors (some of substantially greater importance) which can influence industrial development, therefore channelization would be a questionable speculative venture on the part of the City to attract industry to this area.

(c) The financial cost and the downstream effects of channelization are, at this time, unknown.

THEREFORE BE IT RESOLVED that it be recommended to Council that the Cataraqui Region Conservation Authority be advised that the City of Kingston does not support channelization of the east branch of the Little Cataraqui Creek.

5. That the fill application dated September, 1976 submitted by Irving Rosen, P. O. Box 300, Lot 22, Concession 3, City of Kingston, for the purpose of an industrial complex, be approved.

6. WHEREAS the N.I.P. Redevelopment Plan provides for the acquisition of certain deteriorated residential properties including 144 Charles Street and 429 Barrie Street; and

WHEREAS 144 Charles Street has been acquired privately and redeveloped with the erection of a new dwelling (146 Charles Street); and

WHEREAS the recommendation to acquire 429 Barrie Street was made on the premise that only a $5,000 R.R.A.P. loan would be available; and

WHEREAS maximum R.R.A.P. loans of $10,000 per unit are now available and the owner of 429 Barrie Street has applied for a R.R.A.P. loan; and

WHEREAS the main objective of the Redevelopment Plan to rehabilitate dwellings and make them available for housing families of low and moderate income would be achieved by permitting the present owner of 429 Barrie Street to retain and rehabilitate the property without using public funds for acquisition;

6. (cont'd)

THEREFORE BE IT RESOLVED that it be recommended to Council that the Redevelopment Plan Phase II be amended as follows:

1. p. 79, 80, 81 - are deleted entirely.
2. p. 91, 92 - are deleted entirely.
3. p. 93 - Recommendations #13 and #17 are deleted entirely.

7. WHEREAS the owners of 59-61 Bay Street have been required by the City to repair the property to bring it into conformity with the requirements of the Property Standards By-Law; and

WHEREAS as a result of an application for a RRAP loan it has been determined by the Minimum Property Standards Officer and an independent examination by an architect that the cost of repair would probably be in excess of the loan limit of $20,000 available under RRAP and therefore a RRAP loan is not available;

THEREFORE BE IT RESOLVED that 59-61 Bay Street be acquired under the Neighbourhood Improvement Program and demolished.

8. WHEREAS By-Law No. 8402 which rezoned Lots 1 to 17, Reg. Plan 1658 from R1B (one family) Residential to R2 (one and two family) Residential of By-Law No. 3078 was approved by the Ontario Municipal Board on June 22, 1976; and

WHEREAS on January 13, 1976 Planning Board recommended that By-Law 8499 be amended so as to rezone the same area from A2 (one family) Residential to A5 (one and two family) Residential and that this amendment come into force upon third reading by Council; and

WHEREAS this amending by-law No. 8735 was approved by Council, circulated to the affected properties and five letters of objection were received; and

WHEREAS Planning Board considered these objections on May 9, 1976 and re-affirmed its recommendation of January 13, 1976; and

WHEREAS in the opinion of Planning Board, conditions have not changed with respect to the matter of enforcing this by-law since January 13, 1976; and

WHEREAS Planning Board has re-affirmed its decision with respect to Lots 1 to 17, Reg. Plan 1658;

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 3, Report No. 7:

"that the issuance of building permits in accordance with the foregoing amendments, on the day following third reading of the by-laws by Council, be approved."

9. That the following resolution of the Municipality of Metropolitan Toronto BE NOT ENDORSED because there are alternate ways of reducing the mortgage rates:

"Whereas there is a continuing and growing need for public housing for low and moderate income families; and

Whereas mortgage rates of 11-12 per cent make home ownership difficult for many citizens; and

9. (cont'd)

Whereas Canada - through its own Bank - ought to be able to finance public housing at a modest interest rate not exceeding 6 per cent.

Therefore be it resolved that the Dominion Government be urged to undertake such financing for a first-time home owner with a maximum income of $18,000.00 to be determined by the said Government of Canada, with provision that the home may not be sold or otherwise disposed of during the 20-year term of the mortgage without first compensating the Government at the normal interest rate, or some similar safeguard."

Respectfully Submitted,

CHAIRMAN.

Public Works Report No.107

October 18, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That notwithstanding the provisions of By-law No. 14 - A By-law Relating to Sewers and Drains - the Kingston General Hospital be permitted to connect the drainage from two future steam manholes - one on George St and one on Stuart St - to the existing combined sewer on George St and Stuart St., as shown on J.D.Lee Engineering Ltd Plan 7.50-13.30 dated October 20, 1975, since the flow will be minimal, no overloading problems exist with the existing combined sewers and on separation the existing combined sewers will become storm sewers.

2. That the tender of A.M.Lillis, 597 Division St., Kingston, to accept and dispose of approximately two million gallons of sewage sludge from the Water Pollution Control Plant at a price of 1.49 cents per gallon, be accepted being the lower tender received.

Note A second tender in the form of a telegram was received fro O.E.MacDougall Liquid Waste Service in the amount of 1.50 cents per gallon.

3. That the tender of Ernie Hamilton Excavating Ltd., 125 Hawthorne Ave, Kingston, in the amount of $462,773.00, to construct the sewers and watermain listed hereunder in accordance with plans and specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted, being the lowest tender received, subject to the approval of the Ministry of Transportation and Communications -

Stanley-Adelaide storm sewer
Division St watermain from Adelaide to Stanley St
Kingscourt storm sewers - Phase I
Alfred St combined sewer replacement
Westmoreland Road storm and sanitary sewer replacement
King St sanitary sewer replacement from Mcdonald to
Portsmouth Ave

......../2

[illegible]

[illegible]

To the Mayor and Aldermen:

The Public Works [illegible] recommends [illegible]

1. That notwithstanding the provisions of [illegible] A By-law relating to Sewers and [illegible] be permitted to connect [illegible] on George [illegible] sewer on [illegible] Plan [illegible] dated October 20, [illegible] overlapping [illegible] the existing [illegible]

2. That the tender of [illegible] to [illegible] and dispose of [illegible] of sewage sludge from the [illegible] 1.40 cents per [illegible], be accepted [illegible]

Note [illegible] 1.30 cents per [illegible]

3. That the tender of [illegible] 115 [illegible] the [illegible] specifications [illegible] Public [illegible], be accepted, [illegible] Commission.

[illegible]
Division of [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

That the Province of Ontario be petitioned for interim payment of subsidy on expennditures made on roads during the period January 1, 1976 to September 30, 1976, in the amounts of $242,382.00 for construction and $1,011,467.00 for maintenance for a total expenditure of $1,253,849.00, this being the amount on which 50% subsidy will be paid.

Respectfully submitted,

Chairman

Parks and Recreation Report No.108

October 14, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Orville Hamilton Excavation - $910.00 - rental of loader with operator for ditching and levelling top soil at the Golf Course - lowest quotation received

JS Electric Ltd - $1313.04 - electrical material supplied for floating docks at Confederation Basin Marina - lowest quotation received

2. That the offer of John Ewing Ltd to purchase the twenty five flag poles in place along the inner edge of the wharf at the Portsmouth Olympic Harbour Park as well as one at the Public Utilities Commission's yard for the sum of $5500.00, be accepted provided they remove the poles with their own forces, leave the site in a condition satisfactory to the Commissioner of Parks and Recreation and notify the public through a notice in the local press that the poles are for sale and state the price for each pole.

Respectfully submitted,

Chairman

REPORT NO. 109

To the Mayor and Aldermen:

October 20th, 1976.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Negotiating Committee, and subject to the concurrence of the Community Services Committee, the establishment of the position of Property Standards Trainee with a salary range of $10,778 to $12,914 be approved and that upon successful completion of one years service at the top of the trainee range, a Property Standards Trainee may be reclassified by the Department Head to Group 11-7.

2. That, as recommended by Fire Chief Cowdy and the Purchasing Agent, that the tender of Dictaphone Corporation Limited in the amount of $11,520.50 be accepted, and further, that approval be given to the transfer of $7,220.43 from "Capital Expenditures - Railway Street Station Repairs to East Wall" to "Capital Expenditures - Recorder and Timer Devices" to cover the increased cost.

   (Note: An amount of $4,300 was included in the 1976 Fire Department budget for this purpose.)

3. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a 32' asphalt pavement with curb, gutter and boulevard (pavement over 28' assumed by City) in the Unnamed St. (Old Sir John A. Macdonald Blvd.) from Counter St. to Elliot Avenue at a total estimated cost of $173,000, under Section 7 of the Local Improvement Act, cost to be apportioned as follows:

Contribution - Wycliffe Developer -	$ 3,275.00
City's Share	77,842.12
Anticipated MTC subsidy	77,842.12
Owner's Share	14,040.76
Debenture Amount	91,882.88

   and further - that the Capital Budget be amended to transfer the amount of $12,300 from Local Improvements - Watermains - Alcan to Local Improvements - New Road Construction - Alcan.

   (Note: The Capital Budget contains an amount of $79,600 for this purpose.

   Sufficiently signed petitions have been received for the work.)

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a storm sewer (42" and 48") in Unnamed St. (former Old Sir John A. Macdonald Blvd. allowance) from Counter St. to Elliot Ave. and in Counter St. from Unnamed St. westerly 251' under Section 7 of the Local Improvement Act at a total estimated cost of $154,300.00 apportioned as follows:

City's share	$ 98,313.72
Anticipated MTC subsidy	49,000.00
Owners' Share	6,986.28
Debenture Amount	105,300.00

   (Note: Sufficient funds contained in the Capital Budget for this purpose and a sufficiently signed petition has been received. The Policy of a fixed rate of $3.00 per foot frontage was used.)

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a sanitary sewer (12" and 14") in Counter St. from the existing sewer in Counter St. 235' west of the former Sir John A. Macdonald Blvd. allowance easterly 199' under Section 7 of the Local Improvement Act at a total estimated cost of $24,000. apportioned as follows:

City's Share	12,063.41
Owner's share	11,936.59

(Note: There are sufficient funds in the Capital Budget for this purpose.)

6. That no action be taken on the request of Mr. John B. Sampson, that the following questions be placed on the ballot at the coming Municipal Elections:

   1. DO YOU APPROVE OF AN IMPOST OF 10 OR 15% DOWN PAYMENT ON CAPITAL PROJECTS CONTEMPLATED FOR FUTURE YEARS?

   2. DO YOU APPROVE OF CAPITAL EXPENDITURES OF LONG TERM USAGE, BEING PAID OUT WHOLLY OUT OF CURRENT TAXATION?

(Note: A copy of Mr. Sampson's letter was distributed to all members of Council)

7. "WHEREAS it is desirable that current construction of the Artillery Park swimming pool include extra foundations, etc., necessary for the support of the cover to be erected at a later date in order that an estimated saving of $20,000 may be achieved over ultimate construction costs if the extra work is done now, and since there is sufficient money in the NIP budget reserve to cover the estiamted cost of the extra foundations, etc.

THEREFORE IT IS HEREBY RESOLVED AS FOLLOWS:

1. that the following transfers within the NIP Budget to cover this expenditure be approved:

FROM	
A/C 417-20 - Land Acquisition - NIP	31,000.00
A/C 417-55 - NIP Contingencies	54,500.00
TO	
A/C 417-13 - Development Outside Contracts	85,500.00

8. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A" attached hereto for cancellation or refund of commercial, residential and business taxes levied in 1976 in the total amount of $84,334.68 be approved.

9. That the accounts of R.P.A. Consultants Limited in the amount of $280.00 and $4,220.00 for professional services during the months of July and August in connection with the Onshore Olympic Sailing Facilities be authorized for payment.

10. That the rental of the ground floor of the Hockey Hall of Fame Building to the International Hockey Hall of Fame be approved in principle subject to the details of the lease being negotiated by the Clerk-Comptroller and referred to the Finance Committee for approval it being understood that the proposed lease will commence on May 1st 1977 and that a provision is to be made that the Kingston and District Agricultural Society shall be given the use of the bottom floor of the building during the annual fair.

Ald. Webb OPPOSED

11. That list of Accounts No. 9, dated September, 1976, in the amount of $8,512,274.77, for expenditures incurred under proper authorization be approved.

(Note: A copy of the List has been distributed to each member of Council).

Respectfully submitted,

CHAIRMAN

The Finance Committee may present the following clause:

12. That, as recommended by the Director of Planning and Urban Renewal and the Clerk-Comptroller, the properties at 4, 6, 8, 10, 12 and 14, Corrigan Street be purchased from Apartments Unlimited for the sum of $89,650, provision for this expenditure having been made in the NIP approved budget.

SCHEDULE "A"

APPLICATIONS FOR ADJUSTMENT OF 1976 TAXES UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
010-010-00900-0060	Dr.H.W. Dunlop	221 King St.E.	12	B	Retired			165.35	
010-010-00900-0090	G. Blenkinsop	221 King St.E.	12	B	Retired			218.50	
010-010-00900-0120	G.L. Brough Consultants	" " "	11	B	Bus.Disc.			187.42	
010-010-00900-0130	C.D. Mac Kinnon	221 King St.E.	12	B	Relocated			108.51	
010-010-02000-0020	Dr. R.J.Livesey	39 Earl St.	12	B	Deceased			157.96	
010-010-04000	Margaret Shortliffe	60 William St.	12	R	Conversion	179.49			
010-010-04700	Peter Dorn	44 William St.	12	R	Conversion			4.08	
010-010-09100	Judith Cotton	125 Bagot St.	12	R	Removals			21.08	
010-020-11800-0020	Dr. N. Sproul	113½ Lower Union	5	B	Relocated	103.65			
010-040-04100	Kingston Gen.Hosp.	25-27 University Ave.	8	R	Demolished			329.96	
010-040-08100	Kingston Gen.Hosp.	20 Barrie St.	12	R	Exempt			1,076.53	
010-040-08800	Kingston Gen.Hosp.	Stuart St.	12	R	Exempt			168.98	
010-040-08800	Kingston Gen.Hosp.	Stuart & George St.	12	R	Demolished			2,197.42	
010-080-01000-0020	Louise Knetchel	115 Alfred St.	12	B	Bus.Disc.			81.93	
010-110-02100-0081	Dr.P.J.Shoemaker	122 Sydenham St.	12	B	Relocated			208.03	
010-120-01300	R. Ruggles	102-104 Wellington St.	12	C to R	Vacant Com.			57.39	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
010-120-01300-0010	Moon Realty Invest.	Wellington St.	10	B	Relocated			184.54	
010-120-01500-0030	Elliott & Parr Ltd.	116 Wellington St.	7	B	Reduction			19.80	
010-120-01500-0060	Marg Duphney	116 Wellington St.	9	B	Bus. Disc.				17.02
010-120-01800-0040	Dr. F.A. Cays	124 Wellington St.	10	B	Retired			163.63	
010-120-02100-0010	Dr. R. Hetherington	72 Johnson St	10	B	Relocated			89 84	
010-130-00400-0060	RPA Consultants Ltd.	159 Wellington St.	9	B	Relocated			108.20	
010-130-01200-0030	B.G.Robertson & Son	58 Brock St.	11	B	Relocated				178.57
010-130-01200-0080	Francis MacDonald	58 Brock St.	12	B	Bus. Disc.			15.36	
010-130-00400-0040	Might Directories	159 Wellington St.	12	B	Bus. Disc.			120.51	
010-130-00400-0170	Beverly Burns	86 Brock St.	12	B	Bus. Disc.				166.63
010-130-01600-0010	John Boven	322 King St. E.	10	B	Bus. Disc.			124.07	
010-130-02800-0020	Keith Parker	151 Wellington St.	8	B	Bus. Disc.			106.29	
010-130-03100-0010	Robert Sheppard	18 Market St.	9	B	Relocated			471.07	
010-130-04200-0010	Deryck Hazel	6 Princess St.	12	B	Relocated			216.82	
010-130-06000	Ed & Jeanne Bak	331 King St. E.	12	R&C	Fire			1,137.15	
010-130-06000-0010	Ed & Jeanne Bak	331 King St. E.	12	B	Bus. Disc.			372.02	
010-130-06300-0020	Alice Larocque	341 King St. E.	12	B	Reduction			347.07	
010-130-06500-0070	Phylis Bush	347 King St. E.	9	B	Bus. Disc.			111.71	
010-130-06700-0070	Ralph Abramsky	42-44 Princess St.	9	B	Relocated			501.18	
010-130-07400-0020	Grace Meeks	352 King St.E.	12	B	Relocated			134.71	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
010 130-07400-0030	E.Smith & L.Brazill	399 Princess St.	11	B	Bus. Disc.			275.25	
010-130-07400-0050	E.Smith & L.Brazill	348 King St.E.	11	B	Bus. Disc.			272.17	
010-140-00500	C.I. Bank Of Commerce	256 Bagot St.	12	C to R	Vacant Com.			227.46	
010-140-00500-0020	Winspear,Higgins, & Stevenson	256 Bagot St.	12	B	Relocated			947.67	
010-140-01600-0011	Gwen Donaldson	15 Montreal St.	7	B	Bus. Disc.			30.78	
010-140-02500-0010	B.F. Dolan	164 Princess St.	12	B	50% to 30%			504.89	
010-140-02600-0070	Infred Co.Can. Ltd.	10 Montreal St.	12	B	Bus. Disc.			137.91	
010-140-02600-0120	Citzens Finance Co.	6 Montreal St.	4	B	Relocated	249.29			
010-090-03500	Dave & Susan Perkins	25 Sydenham St.	12	R	Conversion	129.86			
010-120-02800-0060	Terry Wood	105 Wellington St.	12	B	Not in Business			119.59	
010-130-00400-0010	Francoise Duncan	155 Wellington St.	6	B	Relocated	60.25			
010-140-07700-0010	Slack Shack Ltd.	244 Princess St.	12	B	Relocated			628.10	
010-140-08400	City of Kingston	218 Princess St.	12	R & C	City owned			242.05	
010-110-01100-0010	Dr. S.W. George	71 Clergy St. E.	6	B	Relocated	109.25			
010-110-01100-0011	Dr. Anthony Daicar	71 Clergy St. E.	6	B	Relocated		111.92		
010-120-02300-0010	Archie Zagrodney	80 Johnson St.	12	B	Relocated	132.87			
010-130-08700-0010	Susan Quinn	73 Brock St.	7	B	Bus.Disc.			89.80	
010-130-09200-0040	Robert Baines	171 Wellington St.	4	B	Bus. Disc.			118.78	
010-140-01600-0010	Wallace Berry	15 Montreal St.	5	B	Relocated			200.27	
010-140-08200-0040	Glidden Co. Ltd.	Princess St.	4	B	Relocated	227.31			

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
020-030-00800-0080	State Farm Insurance	844 Princess St.	10	B	Relocated			242.98	
020-030-01300-0070	Dr. Perry	800 Princess St.	12	B	Deceased			380.88	
020-030-01300-0071	Imperial Optical Co.	800 Princess St.	7	B	Relocated			198.93	
020-030-03600	Andrew Kearns	400 MacDonnell St.	12	R	Land Decrease		10.44		
020-060-05600-0040	Garnet Gowsell	465 Albert St.	12	B	Bus. Disc.				22.70
020-070-01100-0030	Tom Bettas	490 Princess St.	9	B	Bus. Disc.			244.14	
020-080-07000-0010	Ervin Alajtner	501 Johnson St.	11	B	Bus. Disc.				84.56
020-130-07300-0010	Ronald Campeau	350 Princess St.	12	B	Bus. Disc.				402.49
020-130-07700-0010	Rita Beaudoin	336 Princess St.	7	B	Bus. Disc.			226.36	
020-130-07700-0050	Lary Dimaria	334 Princess St.	3	B	Bus. Disc.			22.91	
020-140-03200-0060	Robert Benson	424 Princess St.	12	B	Bus. Disc.			19.94	
020-140-06800-0010	James Diamond	162 Division St.	12	B	Bus. Disc.			432.40	
030-010-01500-0070	Betz, Russell & White	24 Chatham St.	10	B	Relocated			158.08	
030-030-09300-0040	Dr. Murray Rhodes	477A Princess St.	9	B	Retired			76.40	
030-030-10300-0010	Kwong Lee	499 Princess St.	12	B	Bus.Disc.			236.20	
030-040-00400-0020	Edmund Smith	399 Princess St.	9	B	Bus. Disc.			172.23	
030-040-00500-0010	Silver Threads	417 Princess St.	12	B	Relocated			225.03	
030-040-03200-0080	Russell McCullough	381 Princess St.	12	B	Bus. Disc.			307.75	
030-040-09700-0010	Gennard Del Prete	370 Barrie St.	6	B	Bus. Disc.		13.61		
030-040-08500-0010	John De Sousa	307 Division St.	12	B	Bus. Disc.			52.41	
030-060-05300-0040	Fred&Beryl McGlade	372 Barrie St.	5	B	Bus. Disc.			20.32	
030-070-09000	Downtown Senior Cit.	185 Queen St.	12	R	Demolished				911.96
030-070-10400-0020	Estate of M. Beyba	4 Montreal St.	11	B	Deceased				58.23
030-080-07600-0010	Bechtel Canada Ltd.	166 Queen St.	7	B	Bus. Disc.			212.47	
030-080-07600-0020	Montreal Trust Co.	166 Queen St.	12	B	Bus. Disc.			177.28	
030-080-07800-0010	Plaza Hotel Ltd.	46 Montreal St.	7	B	Bus. Disc.			1,745.47	
030-080-07800-0020	Plaza Hotel Ltd.	46 Montreal St.	7	B	Bus. Disc.			101.48	
030-080-08600-0070	Harry Camp Ltd.	235 Princess St.	12	B	Relocated			922.16	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
030-040-00900-0010	Edward Grant	181½ Division St.	4	B	Bus. Disc.			33.74	
030-040-03500-0020	Dr. Anthony Graham	335 Princess St.	12	B	Bus. Disc.			349.93	
030-080-08500-0030	Jose Orti	227A Princess St.	7	B	Relocated			71.16	
030-080-09900-0070	Laila Valli	310 Bagot St.Rm.103	12	B	Bus. Disc.			96.21	
030-080-09900-0080	Occidental Life	310 Bagot St.Rm.104	12	B	Relocated			76.52	
030-080-10200-0050	The Royal Bank	155-157 Princess St.	12	B	Relocated			7,667.54	
030-080-10600-0020	Dolcis(Canada)Ltd	171 Princess St.	11	B	Bus. Disc.			1,819.23	
030-090-00100-0010	P.A. McCreery	131½ Princess St.	10	B	Relocated			237.78	
030-090-00100-0030	Shalimar Shoes Ltd.	137 Princess St.	10	B	Relocated			658.65	
030-090-02200-0020	S. Sakell Drugs	103 Princess St.	5	B	Bus. Disc.	368.32			
030-090-02200-0130	S. Sakell Drugs	107 Princess St.	5	B	Bus. Disc.	254.40			
030-090-02800-0050	Beneficial Finance	129 Princess St.	7	B	Relocated			345.57	
030-090-04500-0010	Michael Shearer	61 Princess St.	5	B	Bus. Disc.	163.09			
030-090-06800-0010	Mavis Richardson	51 Princess St.	12	B	Bus. Disc.			90.40	
030-100-02600-0010	James Vivian	235 Wellington St.	12	B	Relocated			49.45	
030-100-09800-0015	Ron Scott	12 Ordnance St.	12	B	Relocated			42.07	
030-100-09800-0020	John Yannakouras	10 Ordnance St.	12	B	Bus. Disc.			47.98	
030-120-01500	Wesley Moon	490 Bagot St.	12	R	Fire			566.36	
030-130-03700-0010	Patrick Young	150 Montreal St.	6	B	Bus. Disc.			32.11	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
040-010-08700-0010	Clifford Thomas	509 Rideau St.	12	B	Bus. Disc.				45.37
040-010-09100	Louis Meszaros	485 Rideau St.	6	R	Demolished			77.51	
040-010-15300-0010	R.H. Toye Co.Ltd.	368 Rideau St.	12	B	Bus. Disc.			2,652.17	
040-010-18700-0080	J.S. Electric Ltd.	445 Montreal St.	6	B	Relocated			130.87	
040-020-01800-0010	Donald Collett	73 to 72 Cataraqui St.	8	B	Relocated			149.69	
040-020-01500-0010	National Grocers Co.Ltd.	12 Cataraqui St.	7	B	Relocated			2,648.54	
040-020-05700-0010	Donald Snowden	14 James St.	10	B	Bus. Disc.				60.50
040-020-14800-0070	Gordon Curl	188 Rideau St.	12	B	Deceased			117.37	
040-030-03800-0060	Gus Douridas	277 Montreal St.	5	B	Bus. Disc.			35.68	
040-040-13700-0010	Donald Kennedy	254 Montreal St.	6	B	Relocated			40.60	
040-040-13700-0011	Donald Kennedy	254 Montreal St.	6	B	Relocated			60.53	
040-100-01600-0020	Cataraqui Plumbing	540 Montreal St.	7	B	Bus. Disc.			206.69	
040-100-04900-0010	Borg-Warner	160 Railway St.	12	B	Bus. Disc.			296.73	
040-100-10000-0010	Home Juice Co.Ltd.	540 Montreal St.	10	B	Bus. Disc.			55.37	
040-100-10300	City of Kingston	Duff St.	12	R	City owns			210.91	
040-100-11400-0010	Acklands Ltd.	100 Railway St.	10	B	Bus. Disc.			1,386.49	
040-110-01000-0040	Edward Baird	783 Division	12	B	Relocated			41.34	
040-110-01000-0010	Edward Baird	783 Division St.	12	B	Relocated			187.49	
040-110-09300-0010	Richard Dunlop	60 Hickson Ave.	8	B	Bus. Disc.			90.55	
040-110-15802	John Agazzi	Elliott Ave.	12	C to R	Bus. Disc.			30.32	
040-110-15802-0030	Wood,Harrison& Washer	218 Elliott Ave.	12	B	Bus. Disc.			70.13	
040-120-27200-0010	James Riddle	1000 Montreal St.	9	B	Deceased			91.90	
040-130-16200	Walter Kowalinski	1135 Montreal St.	12	R	Demolished			93.83	
040-150-00100	B.R. Barnett	1363 Division St.	5	R	Demolished	217.85			

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
050-020-08200-0020	Lyle St. Armand	501 Frontenac St.	12	B	Relocated			208.90	
050-020-11700-0020	A.E. Le Conte	575 Princess St.	12	B	Bus. Disc.			210.38	
050-020-12100-0010	Robert Martin	611 Princess St.	10	B	Bus. Disc.			278.03	
050-020-12100-0010	Ethel Jacobson	611 Princess St.	3	B	Bus. Disc.			83.41	
050-030-02900-0010	Wilmot A. Embury	629 Princess St.	4	B	Bus. Disc.	66.43			
050-050-03100-0020	William Cleland	795 Princess St.	12	B	Space Reduced			65.70	
050-050-03100-0050	A.Gaunt Real Estate	797 Princess St.	8	B	Space Reduced			121.06	
050-050-03100-0220	All Provincial Services	797 Princess St.	7	B	Relocated	95.59			
050-050-03100-0230	John MacLean	797 Princess St.	8	B	Relocated				59.49
050-050-03900-0010	Big Bob's	Parking Lot	11	B	Error			29.77	
050-050-03900-0010	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			80.46	
050-050-03900-0020	Big Bob's	Parking Lot	11	B	Error			29.77	
050-050-03900-0020	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			80.46	
050-050-04000-0010	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			6,289.03	
050-050-04100-0020	Austin Conrad	815 Princess St.	12	B	Bus. Disc.				94.52
050-050-07300-0030	Dr. E. Johns	837 Princess St.	12	B	Relocated			670.23	
050-050-07300-0070	Gary Osborne	837 Princess St.	12	B	Bus. Disc.			321.09	
050-050-07400-0010	O'Connor Office Machines	841 Princess St.	7	B	Relocated			318.63	
050-050-07400-0030	Raven Realty Ltd.	845 Princess St.	5	B	Relocated			193.15	
050-050-07400-0051	Raven Realty Ltd.	847 Princess St.	5	B	Relocated			57.51	
050-060-02000-0020	Chuck Bryant	301 Concession St.	7	B	Bus. Disc.			32.73	
050-060-02000-0030	Glen Sharp	301 Concession St.	12	B	Bus. Disc.			84.15	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
50-060-02100-0010	Fairway Motors	Concession St.	12	B	Space Reduced			41.34	
50-060-11300-0010	Elwood Murray	12 Connaught St.	12	B	Bus. Disc.			45.76	
50-060-11400-0010	Elwood Murray	213 Concession St.	12	B	Bus. Disc.			327.74	
50-070-04400	Lena Yaworski	53 Connaught St.	7	R	Demolished			38.47	
50-070-15600-0040	Harold Skeggs	155 Concession St.	12	B	Bus. Disc.			76.02	
50-100-08000-0010	Vanzuylen's Alignment	14 Guy St.	10	B	Relocated				38.44
50-120-03500	Joseph Uhrig	580 Division St.	12	C	Demolished			96.94	
50-120-03500-0010	Joseph Uhrig	580 Division St.	12	B	Bus.Disc.			270.53	
60-010-0100-0020	Dealer's Choice	397 Bath Road	12	B	Relocated			26.57	
60-020-18300	Frederic & Cliff Gurnsey	1412 Princess St.	6	R & C	Demolished	126.63			
60-020-18300-0010	Fred & Cliff Gurnsey	1412 Princess St	6	B	Reduced Space	31.00			
60-080-15700	Glenarden Realties	1129 Princess St.	5	R	Demolished	276.49			
60-090-00400-0010	Baron Petroleums	331 Bath Road.	9	B	Bus. Disc.			653.25	
60-102-00900-0230	Ed Lane	Princess St.	12	B	Bus. Disc.			280.49	
60-102-00900-0231	Ed Lane	Princess St.	12	B	Bus. Disc.			38.38	
60-102-01100	Canadian Tire Corp.	1026 Princess St.	12	R	Assess.Error			686.70	
60-102-01200-0010	Jack Colden Ltd.	1020 Princess St.	12	B	Bus. Disc.			646.62	
60-102-01200	Canadian Tire Corp.	1020 Princess St.	12	C	Assess.Error			2,266.16	
60-102-01300	Canadian Tire Corp.	Princess St.	12	R	Assess.Error			915.15	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
060-102-01500	Canadian Tire Corp.	59 Bath Rd.	5& 9½ & 11	C	Demolished	2,319.09		10,583.22	
060-110-02500	C.Wiskin	290 Westdale	6	C to R	Bus. Disc.	22.81			
060-120-00200-0030	Santo Carfa	18 Bath Rd.	12	B	Relocated				192.83
060-102-01500-0010	Jack Colden Ltd.	59 Bath Rd.	11	B	Relocated			8,704.26	
060-120-00200-0060	Murray Campbell	22 Bath Rd.	12	B	Relocated			119.59	
060-120-00300-0010	Paul Beckwith	920 Princess St.	8	B	Bus. Disc.			692.38	
060-150-13200	C.D. Baldwin	349 Mack St.	12	R	Exempt			35.35	
070-040-08700-0030	Dorothy Ruttan	324 Victoria St.	12	B	Bus. Disc.			17.72	
070-100-00400	McCann,Fairfax,Kennedy	29 Baiden St.	12	R	Demolished			213.49	
070-110-12618	Ronald & Muriel Leeman	160 Calderwood	12	R	Assess.Error				230.43
070-110-12619	Rob.& Judith Torrents	156 Calderwood	12	R	Assess.Error			225.05	
070-200-17600-0010	Kingston Auto Exch.	546 Bath Rd.	7	B	Relocated			152.44	
070-200-17600-0011	Kingston Auto Exch.	546 Bath Rd.	7	B	Relocated				156.16

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 8 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 7 and 8 their third reading.

(c) That By-Laws 7 to 12 be given their third reading.

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 87 Redesignate the Wharf at the Foot of Brock Street from Commercial to Transportation)

(FIRST AND SECOND READING) (PROPOSED NO. 8937)
Clause 1(a), Report No. 106, 1976

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Acre Located at the Foot of Brock Street from C Commercial to OS3 Harbour Open Space)

(FIRST AND SECOND READING) (PROPOSED NO. 8938)
Clause 1(b), Report No. 106, 1976

(3) A By-Law to Authorize the Construction of an Asphalt Pavement with Curb, Gutter and Boulevard in the Unnamed St. from Counter St. to Elliot Avenue Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8939)
Clause 3, Report No. 109, 1976

(4) A By-Law to Authorize the Construction of a Storm Sewer in Unnamed St. from Counter St. to Elliot Ave. and in Counter St. from Unnamed St. Westerly 251' Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8940)
Clause 4, Report No. 109, 1976

(5) A By-Law to Authorize the Construction of a Sanitary Sewer in Counter St. from the Existing Sewer in Counter St. 235' West of the Former Sir John A. Macdonald Blvd. Allowance easterly 199' Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8941)
Clause 5, Report No. 109, 1976

BY-LAWS (cont'd.)

(6) A By-Law to Authorize the Reconstruction of Certain Pavements in The City of Kingston (General Rate)

(FIRST AND SECOND READING) (PROPOSED NO. 8942)
Clause 12(a), Report No. 104, 1976

(7) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area (Delete 144 Charles Street and 429 Barrie Street)

(THREE READINGS) (PROPOSED NO. 8943)
Clause 6, Report No. 106, 1976

(8) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 25, 1976.

(THREE READINGS) (PROPOSED NO. 8944)
City Council Meeting No. 23

(9) A By-Law to Authorize the Construction of a Pavement With Curb and Gutter in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8898)
Clause 6(d), Report No. 82, 1976

(10) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123)

(THIRD READING) (PROPOSED NO. 8926)
Clause 1, Report No. 99, 1976

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 100)

(THIRD READING) (PROPOSED NO. 8928)
Clause 2, Report No. 100, 1976

(12) A By-Law to Exempt Lots 146 to 153 Inclusive, of Registered Plan No. 1663 (Greenridge Place Subdivision, Phase 3) From the Provisions of Section 29 (4) of The Planning Act (Part Lot Control)

(THIRD READING) (PROPOSED NO. 8903)
Clause 11, Report No. 86, 1976

MOTIONS

Local Govt

CITY COUNCIL MEETING NO. 23

The Regular Meeting of City Council was Held in the Council Chamber at City Hall on Monday, October 25, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Webb (14)
Ald. Travers absent because of illness.

PRESENTATIONS

Mayor Speal requested permission for Alvin Armstrong to address Council. He said that Alvin Armstrong was a writer who had written a book about the history of Kingston that was outstanding. As a reporter of City Council Meetings he had communicated to the citizens the decisions made by Council. He pointed out that this was the last Council Meeting that Mr. Armstrong would be attending as he was retiring.

Mr. Armstrong expressed his appreciation for the cooperation that he had received from the members of Council and said that he would have happy memories of this association. As a token of his regard for Council he presented a copy of his book entitled "Flora MacDonald".

Mayor Speal thanked Mr. Armstrong for his words of appreciation and the gift. He presented Mr. Armstrong with a rememberance gift on behalf of City Council.

COMMUNICATIONS

Council consented to the addition of Communications 655 and 656.

To Be Filed

(635) Copy of *Background* dated October 1, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

(636) Copy of *AMO News* dated September, 1976, from the Association of Municipalities of Ontario.

(Copies have been distributed to all members of Council.)

(637) From Keith C. Norton, M.P.P., Kingston and The Islands, thanking Council for copies of correspondence to the City of Stratford, regarding Police Resolutions, and to the Town of Exeter with regard to the closing of arenas.

(638) From Mr. and Mrs. Thompson, 20 Dundas Street, thanking Council for the good wishes and the flower arrangement sent to them on the occasion of their 50th wedding anniversary.

(639) From the Office of the Opposition, Legislative Assembly, Ontario, enclosing a copy of a Brief presented to the Blair Commission on Property Tax Reform on behalf of the New Democratic Party Caucus.

(640) Copy of *Background* dated October 8, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(641) Copy of *Annual Report 1975, International Joint Commission, Canada-United States.*

(642) From Ontario Ministry of Treasury, Economics and Intergovernmental Affairs, copy of *Provincial Financial Assistance to Municipalities, Boards and Commissions, October 1976.*

(643) Copy of *Background* dated September 24, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

To Be Referred to the Community Services Committee

(644) From BOOST (Blind Organization of Ontario with Selfhelp Tactics) a relatively new organization, enclosing copies of correspondence that has taken place between themselves and Prof. Cyril Greenland, the author of a study concerning the unmet needs of blind persons entitled, "*Vision Canada*", towards the establishment of a more meaningful dialogue between the two organizations and a greater accountability by C.N.I.B. to its funders, asking that Council support their cause.

To Be Referred to the Parks & Recreation Committee

(645) From the Corporation of the Town of Markham requesting that Council endorse their following resolution:

> *"WHEREAS Wintario grants for local sports organizations are being distributed through the office of the Ontario Athletic Commissioner;*
>
> *AND WHEREAS the Ontario Athletic Commissioner distributes these funds in the form of sports equipment;*
>
> *AND WHEREAS orders for this equipment are placed with a specific distributor in the City of Toronto;*
>
> *AND WHEREAS this represents a significant loss of business for sports equipment retailers in the local municipality;*
>
> *BE IT THEREFORE RESOLVED THAT the Minister of Culture and Recreation be asked to consider a policy under which the Ontario Athletic Commissioner places orders for equipment purchases approved under any Provincial grant with sports equipment retailers located in the community in which the grant applies."*

(646) Copy of the minutes of a meeting of Waterfront Municipalities of Ontario, requesting that Council endorse their following resolution:

> *"Whereas it has been generally recognized by municipalities in Ontario with harbour facilities that cargo movement ports and facilities are an important part of the National transportation and economic system; and*
>
> *Whereas municipalities in Ontario with such facilities support in principle the need for a more uniform planning and financing of the national port system; and*

COMMUNICATIONS (cont'd.)

To Be Referred to the Parks & Recreation Committee (cont'd.)

(646) (cont'd.)

Whereas harbours and harbour lands are of strategic planning and development value to the host community and used by the citizens of the community for recreational activities etc., so that there is a local as well as a national interest; and

Whereas the local municipality is often required to provide services and infra-structure to support port facilities; and

Whereas some municipalities (i.e. City of Toronto) have waived surplus funds and conveyed land and assets to local harbour commissions:-

Therefore be it resolved that:

a) The land area of the port facility be adjusted in co-operation with the respective province and local municipality to ensure that both the national and the local interests are mainteined, especially those lands not required for port facilities and not federally owned, by the harbour commissions or otherwise, whose development should be subject to normal municipal control, as provided for in The Planning Act *of Ontario without prejudice to any potential developer, including local harbour commissions;*

b) The membership of the proposed Local Port Commissions be either five or seven as determined by local negotiations and the majority of the appointed be from the municipal level of government and that municipal elected representatives not be exempted;

c) The election of the chairman of the Local Port Commission be made by the members of the commission;

d) The surplus fund (where waived, or otherwise) and the conveyed, excess lands or the value of the conveyed lands be returned to the local municipality, where applicable; and

e) The definition of local responsibility for day-to-day management be clarified, especially as it pertains to personnel, labour relations and security."

Which Has Been Referred to the Public Utilities Commission

(647) Letter from Mayor Andrew S. Brandt of the Corporation of the City of Sarnia, Ontario, requesting that Council endorse their M.T.C. Public Transit Subsidy Formula.

COMMUNICATIONS (cont'd.)

To Be Referred to Finance and Accounts Committee

(648) From The Association of Women Electors of Kingston Area, suggesting that a Solicitor's attendance at Planning Board meetings and other Committee meetings (when legal advice is needed) would be extremely useful and asking that the feasibility of such attendance be considered.

(649) From the Public Utilities Commission, requesting approval for an expenditure of $183,000.00, for 3 - 45 passenger urban type coaches with the City's share to be 25% ($45,750.00) of this and the balance to be in the form of a subsidy from the Ministry of Transportation & Communications in the amount of $137,250.00. In order to assure delivery in 1977 the Commission is requesting necessary approval to place the order now.

Which Has Been Referred to the Finance and Accounts Committee

(650) From John B. Sampson, requesting the following questions be placed on the ballot at the coming Municipal Elections:

1. DO YOU APPROVE OF AN IMPOST OF 10 or 15% DOWN PAYMENT ON CAPITAL PROJECTS CONTEMPLATED FOR FUTURE YEARS?
2. DO YOU APPROVE OF CAPITAL EXPENDITURES OF LONG TERM USAGE, BEING PAID OUT WHOLLY OUT OF CURRENT TAXATION?

Copies have been distributed to all members of Council.

To Be Referred to Finance and Accounts Committee Which Has been Referred To the Parks and Recreation Committee and to the Community Centre Board

(651) From Black, Black, Pedlar & Atkinson with reference to the Estate of the late John F. Elder bequeathing approximately $55,000.00 for a civic project which would commemorate Mr. Elder's close ties with the City of Kingston, to have installed, in an advantageous park location, a tennis court complex which would be maintained by the Corporation of the City of Kingston.

To Be Referred to the Transportation Committee

(652) From Reeve Peter Beeman expressing appreciation for the invitation to the opening of the new airport facilities, suggesting a meeting with the City to discuss certain airport items

To Be Referred to The City of Kingston Planning Board and The Housing Sub Committee

(653) From The Ministry of Housing Notifying of the Expansion of The Ontario Home Renewal Program to Include Rental Accommodations.

COMMUNICATIONS (cont'd.)

Which Has Been Referred to the Finance and Accounts Committee

(654) From Kingston Downtown Business Association notifying that they are Prepared to Make Available to the City the Sum of Approximately $7,000.00 Towards the Purchase of Goodman Estate Properties located on Princess and King Streets.

To Be Filed

(655) Copy of *Background* dated October 15, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all members of Council.)

To Be Referred to the Transportation Committee

(656) From the Public Utilities Commission requesting approval of a new bus stop on Wilson Street at Conacher Drive.

PETITIONS

REPORTS

Ald. Gerretsen presented Report No. 105 of the Transportation Committee as follows:

Council consented to the addition of Clauses 1 and 2 for presentation to Council.

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 105, of the Transportation Committee be received and adopted.

REPORT NO. 105

October 18, 1976

To the Mayor and Aldermen:

1. That, notwithstanding the provisions of By-Law No. 10, Mr. and Mrs. Gerald Finley of 53 Earl Street be granted permission to erect a fence on City property at a height of approximately 45", at a distance of approximately 5 feet to 6 feet from the inside edge of the City sidewalk, provided they enter into a standard form of Fence Agreement with the City of Kingston.

CARRIED

REPORTS (cont'd.)

Report No. 105 - Transportation Committee (cont'd.)

2. That the lease agreement with the Kingston Flying Club dated January 27, 1975, be amended effective November 1, 1976, as follows:

    (a) that the Kingston Flying Club surrender their interest and use of the south half of Hangar No. 5;

    (b) that the City will reimburse the Kingston Flying Club in the amount of $6,800., covering the Club's expenditures on the south half of Hangar No. 5, as verified by the City's audit;

    (c) that the Kingston Flying Club's rent be reduced from $400. per month to $150. per month; and

    (d) that the City will assume the taxes and insurance on the south half of Hangar No. 5.

(See Following Motion)

Moved by Ald. Gerretsen,
Seconded by Ald. Allmark,

That Clause 2, sub-section (c), Report No. 105, be amended to read as follows:

"(c) that the Kingston Flying Club's rent be reduced from $400. per month to $150. per month for the first five years and then increased by changes in the Consumer Price Index at year 5 from the original lease."

CARRIED

Clause 2, as amended, was then considered.

2. That the lease agreement with the Kingston Flying Club dated January 27, 1975, be amended effective November 1, 1976, as follows:

    (a) that the Kingston Flying Club surrender their interest and use of the south half of Hangar no. 5;

    (b) that the City will reimburse the Kingston Flying Club in the amount of $6,800., covering the Club's expenditures on the south half of Hangar No. 5, as verified by the City's audit;

    (c) that the Kingston Flying Club's rent be reduced from $400. per month to $150. per month for the first five years and then increased by changes in the Consumer Price Index at year 5 from the original lease.

    (d) that the City will assume the taxes and insurance on the south half of Hangar No. 5.

CARRIED,AS AMENDED

REPORTS (cont'd.)

Report No. 105 - Transportation Committee (cont'd.)

Respectfully Submitted

(signed) J.P. *Gerretsen (Chairman)*
G. Allmark
T.D. French
J. Hawkins

* * *

Moved by Ald. Keyes, Seconded by Ald. Miller, that Report No. 106 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 106

To the Mayor and Aldermen: October 19, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS it has been proposed that the wharf owned by the Federal Government at the foot of Brock Street be rezoned in order to protect its continued existence as a public facility; and *(See By-Law 1: No. 8937)*

   WHEREAS a public meeting has been held to consider this matter; and

   WHEREAS, in the opinion of Planning Board, the continued maintenance of this property as a public wharf is essential to the community;

   THEREFORE BE IT RESOLVED that a by-law be presented to Council as follows:

   (a) to amend the Official Plan to redesignate the wharf owned by the Federal Government at the foot of Brock Street from Commercial to Transportation on Schedule A-1 and to delete it from Area of Potential Population Increase 'D' on Schedule A-3. *(See By-Law 1: No. 8937)*

   (b) to amend Zoning By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", by amending Zoning Map No. 31 so as to rezone the approximately 0.76 acre parcel of land located at the foot of Brock Street, as shown on Zoning Map No. 31 which is attached hereto as Schedule "A", from C (Commercial) to OS3 (Harbour Open Space).

(See By-Law 2: No. 8938) *CARRIED*

REPORTS (cont'd.)

Report No. 106 - City of Kingston Planning Board (cont'd.)

2. That Council does hereby certify that By-Law No. 8938 "A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.76 acre located at the foot of Brock Street from C (Commercial) to OS3 (Harbour Open Space)," is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 87, which has not yet been approved by the Minister.

CARRIED

3. That the plans submitted by Canso Building Company Ltd. for the construction of a one storey (18') restaurant ("Pizza Loft") with approximately 3200 square feet of floor space, to be located on a .69+ acre site on the north side of Bath Road east of Portsmouth Avenue, dated August, 1976:

   Plan #1 - Site Plan
   Plan #3 - Ground Floor
   Plan #4 - Elevations

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) a masonry wall with a minimum height of 4½' shall be constructed across the rear of the site with design to be similar to that of the wall at the rear of the shopping plaza on the north side of Bath Road east of Gilmour Street;

   (b) landscaping details shall be subject to approval by the City.

CARRIED

4. WHEREAS, with respect to the presence of the east branch of the Little Cataraqui Creek within Specific Area No. 12 (Industrial Park) on Schedule A-2 of the Official Plan, the following policy is set out:

> *"Council shall establish the best economic balance between recovered land and low cost channelization and prepare specific plans and cost estimates for the necessary work in order to develop this area to its greatest possible industrial use.";*

and

WHEREAS the Cataraqui Region Conservation Authority, at the request of the City, is conducting a flood plain study within this area; and

WHEREAS this study cannot be completed until the matter of channelization has been resolved; and

REPORTS (cont'd.)

Report No. 106 - City of Kingston Planning Board (cont'd.)

(4) (cont'd.)

WHEREAS Planning Board has considered this matter and established the following principles as a basis for a decision in this regard;

(a) Channelization will alter the site characteristics of this area but will not create significant additional industrial acreage.

(b) In addition to the characteristics of a site, there are a number of other factors (some of substantially greater importance) which can influence industrial development, therefore channelization would be a questionable speculative venture on the part of the City to attract industry to this area.

(c) The financial cost and the downstream effects of channelization are, at this time, unknown.

THEREFORE BE IT RESOLVED that it be recommended to Council that the Cataraqui Region Conservation Authority be advised that the City of Kingston does not support channelization of the east branch of the Little Cataraqui Creek at the present time.

CARRIED AS AMENDED
(See Following Motion of Amendment)

Moved by Ald. Hawkins,
Seconded by Ald. Breen,

That Clause 4, Report No. 106, be amended by adding the words "at the present time" after the works "Little Cataraqui Creek" in the last paragraph thereof.

CARRIED 13:1
(Ald. Keenleyside Opposed)

5. That the fill application dated September, 1976 submitted by Irving Rosen, P. O. Box 300, Lot 22, Concession 3, City of Kingston, for the purpose of an industrial complex, be approved.

CARRIED

6. WHEREAS the N.I.P. Redevelopment Plan provides for the acquisition of certain deteriorated residential properties including 144 Charles Street and 429 Barrie Street; and

WHEREAS 144 Charles Street has been acquired privately and redeveloped with the erection of a new dwelling (146 Charles Street); and

WHEREAS the recommendation to acquire 429 Barrie Street was made on the premise that only a $5,000 R.R.A.P. loan would be available; and

REPORTS (cont'd.)

Report No. 106 - City of Kingston Planning Board (cont'd.)

(6) (cont'd.)

WHEREAS maximum R.R.A.P. loans of $10,000 per unit are now available and the owner of 429 Barrie Street has applied for a R.R.A.P. loan; and

WHEREAS the main objective of the Redevelopment Plan to rehabilitate dwellings and make them available for housing families of low and moderate income would be achieved by permitting the present owner of 429 Barrie Street to retain and rehabilitate the property without using public funds for acquisition;

THEREFORE BE IT RESOLVED that it be recommended to Council that the Redevelopment Plan Phase II be amended as follows:

1. p. 79, 80, 81 - are deleted entirely.

2. p. 91, 92 - are deleted entirely.

3. p. 93 - Recommendations #13 and #17 are deleted entirely.

(See By-Law 7: No. 8943) *CARRIED*

7. WHEREAS the owners of 59-61 Bay Street have been required by the City to repair the property to bring it into conformity with the requirements of the Property Standards By-Law; and

WHEREAS as a result of an application for a RRAP loan it has been determined by the Minimum Property Standards Officer and an independent examination by an architect that the cost of repair would probably be in excess of the loan limit of $20,000 available under RRAP and therefore a RRAP loan is not available;

THEREFORE BE IT RESOLVED that 59-61 Bay Street be acquired under the Neighbourhood Improvement Program and demolished.

CARRIED

(Since his law firm acted for one of the owners, Mayor Speal did not participate in the discussion or voting on Clause 8.)

8. WHEREAS By-Law No. 8402 which rezoned Lots 1 to 17, Reg. Plan 1658 from R1B (one family) Residential to R2 (one and two family) Residential of By-Law No. 3078 was approved by the Ontario Municipal Board on June 22, 1976; and

WHEREAS on January 13, 1976 Planning Board recommended that By-Law 8499 be amended so as to rezone the same area from A2 (one family) Residential to A5 (one and two family) Residential and that this amendment come into force upon third reading by Council; and

WHEREAS this amending by-law No. 8735 was approved by Council, circulated to the affected properties and five letters of objection were received; and

WHEREAS Planning Board considered these objections on May 9, 1976 and re-affirmed its recommendation of January 13, 1976; and

WHEREAS in the opinion of Planning Board, conditions have not changed with respect to the matter of enforcing this by-law since January 13, 1976; and

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REPORTS (cont'd.)

Report No. 106 - City of Kingston Planning Board (cont'd.)

(8) (cont'd.)

WHEREAS Planning Board has re-affirmed its decision with respect to Lots 1 to 17, Reg. Plan 1658;

THEREFORE BE IT RESOLVED that Council re-affirm its decision of January 26, 1976 as contained in Clause 3, Report No. 7:

"that the issuance of building permits in accordance with the foregoing amendments, on the day following third reading of the by-laws by Council, be approved."

CARRIED

9. That the following resolution of the Municipality of Metropolitan Toronto BE NOT ENDORSED because there are alternate ways of reducing the mortgage rates:

"Whereas there is a continuing and growing need for public housing for low and moderate income families; and

Whereas mortgage rates of 11-12 per cent make home ownership difficult for many citizens; and

Whereas Canada - through its own Bank - ought to be able to finance public housing at a modest interest rate not exceeding 6 per cent.

Therefore be it resolved that the Dominion Government be urged to undertake such financing for a first-time home owner with a maximum income of $18,000.00 to be determined by the said Government of Canada, with provision that the home may not be sold or otherwise disposed of during the 20-year term of the mortgage without first compensating the Government at the normal interest rate, or some similar safeguard."

CARRIED

Respectfully Submitted

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

REPORTS (cont'd.)

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 107 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No.107

October 18, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That notwithstanding the provisions of By-law No. 14 - A By-law Relating to Sewers and Drains - the Kingston General Hospita be permitted to connect the drainage from two future steam manholes - one on George St and one on Stuart St - to the existing combined sewer on George St and Stuart St., as shown on J.D.Lee Engineering Ltd Plan 7.50-13.30 dated October 20, 1975, since the flow will be minima no overloading problems exist with the existing combined sewers and o separation the existing combined sewers will become storm sewers.

CARRIED

2. That the tender of A.M.Lillis, 597 Division St., Kingston, to accept and dispose of approximately two million gallons of sewage sludge from the Water Pollution Control Plant at a price of 1.49 cents per gallon, be accepted being the lower tender received.

Note A second tender in the form of a telegram was received f O.E.MacDougall Liquid Waste Service in the amount of 1.50 cents per gallon.

CARRIED

3. That the tender of Ernie Hamilton Excavating Ltd., 125 Hawthorne Ave, Kingston, in the amount of $462,773.00, to constru the sewers and watermain listed hereunder in accordance with plans an specifications prepared by the City Engineering Department and the Public Utilities Commission, be accepted, being the lowest tender received, subject to the approval of the Ministry of Transportation an Communications -

Stanley-Adelaide storm sewer
Division St watermain from Adelaide to Stanley St
Kingscourt storm sewers - Phase I
Alfred St combined sewer replacement
Westmoreland Road storm and sanitary sewer replacement
King St sanitary sewer replacement from Mcdonald to Portsmouth Ave

CARRIED

REPORTS (cont'd.)

Report No. 107 - Public Works Committee (cont'd.)

4. That the Province of Ontario be petitioned for interim payment of subsidy on expennditures made on roads during the period January 1, 1976 to September 30, 1976, in the amounts of $242,382.00 for construction and $1,011,467.00 for maintenance for a total expenditure of $1,253,849.00, this being the amount on which 50% subsidy will be paid.

CARRIED

Respectfully Submitted

(signed) *B.E. Breen* (*Chairman*)
T.D. French
Judith Mackenzie
Neil McArthur

* * *

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 108 of the Parks and Recreation Committee be received and adopted clause by clause.

Parks and Recreation Report No. 108

October 14, 1976.

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows:-

1. That the following accounts be paid:-

Orville Hamilton Excavation - $910.00 - rental of loader with operator for ditching and levelling top soil at the Golf Course - lowest quotation received.

J.S. Electric Limited - $1,313.04 - electrical material supplied for floating docks at Confederation Basin Marina - lowest quotation received.

CARRIED

REPORTS (cont'd.)

Report No. 108 - Parks and Recreation Committee (cont'd.)

2. That the offer of John Ewing Limited to purchase the twenty five flag poles in place along the inner edge of the wharf at the Portsmouth Olympic Harbour Park as well as one at the Public Utilities Commission's yard for the sum of $5,500.00, be accepted provided they remove the poles with their own forces, leave the site in a finished condition satisfactory to the Commissioner of Parks and Recreation and notify the public through a notice in the local press that the poles are for sale and state the price for each pole.

CARRIED AS AMENDED 11:3
(Ald. Keyes, Ald. Miller & Ald. Breen Opposed)

Respectfully Submitted

(signed) *J.L. Keenleyside (Chairman)*
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Ald. Gerretsen presented Report No. 109 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clauses 12 and 13 for presentation to Council.

Moved by Ald. Gerretsen, Seconded by Ald. Keenleyside, that Report No. 109 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 109

To the Mayor and Aldermen: October 20th, 1976.

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Negotiating Committee, and subject to the concurrence of the Community Services Committee, the establishment of the position of Property Standards Trainee with a salary range of $10,778 to $12,914 be approved and that upon successful completion of one years service at the top of the trainee range, a Property Standards Trainee may be reclassified by the Department Head to Group 11-7.

CARRIED

Report No. 109 - Finance and Accounts Committee (cont'd.)

2. That, as recommended by Fire Chief Cowdy and the Purchasing Agent, that the tender of Dictaphone Corporation Limited in the amount of $11,520.50 be accepted, and further, that approval be given to the transfer of $7,220.43 from "Capital Expenditures - Railway Street Station Repairs to East Wall" to "Capital Expenditures - Recorder and Timer Devices" to cover the increased cost.

   (Note: An amount of $4,300 was included in the 1976 Fire Department budget for this purpose.)

CARRIED

3. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a 32' asphalt pavement with curb, gutter and boulevard (pavement over 28' assumed by City) in the Unnamed St. (Old Sir John A. Macdonald Blvd.) from Counter St. to Elliot Avenue at a total estimated cost of $173,000, under Section 7 of the Local Improvement Act, cost to be apportioned as follows:

Contribution - Wycliffe Developer -	$ 3,275.00
City's Share	77,842.12
Anticipated MTC subsidy	77,842.12
Owner's Share	14,040.76
Debenture Amount	91,882.88

   and further - that the Capital Budget be amended to transfer the amount of $12,300 from Local Improvements - Watermains - Alcan to Local Improvements - New Road Construction - Alcan.

   (Note: The Capital Budget contains an amount of $79,600 for this purpose.

   Sufficiently signed petitions have been received for the work.)

   (See By-Law 3: No. 8939) *CARRIED*

4. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a storm sewer (42" and 48") in Unnamed St. (former Old Sir John A. Macdonald Blvd. allowance) from Counter St. to Elliot Ave. and in Counter St. from Unnamed St. westerly 251' under Section 7 of the Local Improvement Act at a total estimated cost of $154,300.00 apportioned as follows:

City's share	$ 98,313.72
Anticipated MTC subsidy	49,000.00
Owners' Share	6,986.28
Debenture Amount	105,300.00

   (Note: Sufficient funds contained in the Capital Budget for this purpose and a sufficiently signed petition has been received. The Policy of a fixed rate of $3.00 per foot frontage was used.)

   (See By-Law 4: No. 8940) *CARRIED*

Report No. 109 - Finance and Accounts Committee (cont'd.)

5. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the construction of a sanitary sewer (12" and 14") in Counter St. from the existing sewer in Counter St. 235' west of the former Sir John A. Macdonald Blvd. allowance easterly 199' under Section 7 of the Local Improvement Act at a total estimated cost of $24,000. apportioned as follows:

City's Share	12,063.41
Owner's share	11,936.59

(Note: There are sufficient funds in the Capital Budget for this purpose.)

(See By-Law 5: No. 8941)

CARRIED

6. That no action be taken on the request of Mr. John B. Sampson, that the following questions be placed on the ballot at the coming Municipal Elections:

   1. DO YOU APPROVE OF AN IMPOST OF 10 OR 15% DOWN PAYMENT ON CAPITAL PROJECTS CONTEMPLATED FOR FUTURE YEARS?

   2. DO YOU APPROVE OF CAPITAL EXPENDITURES OF LONG TERM USAGE, BEING PAID OUT WHOLLY OUT OF CURRENT TAXATION?

CARRIED

(Note: A copy of Mr. Sampson's letter was distributed to all members of Council)

7. "WHEREAS it is desirable that current construction of the Artillery Park swimming pool include extra foundations, etc., necessary for the support of the cover to be erected at a later date in order that an estimated saving of $20,000 may be achieved over ultimate construction costs if the extra work is done now, and since there is sufficient money in the NIP budget reserve to cover the estiamted cost of the extra foundations, etc.

THEREFORE IT IS HEREBY RESOLVED AS FOLLOWS:

1. that the following transfers within the NIP Budget to cover this expenditure be approved:

FROM	
A/C 417-20 - Land Acquisition - NIP	31,000.00
A/C 417-55 - NIP Contingencies	54,500.00
TO	
A/C 417-13 - Development Outside Contracts	85,500.00

CARRIED 13:1
(Ald. Hawkins Opposed

8. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A" attached hereto for cancellation or refund of commercial, residential and business taxes levied in 1976 in the total amount of $84,334.68 be approved.

CARRIED

REPORTS (cont'd.)

Report No. 109 - Finance and Accounts Committee (cont'd.)

9. That the accounts of R.P.A. Consultants Limited in the amount of $280.00 and $4,220.00 for professional services during the months of July and August in connection with the Onshore Olympic Sailing Facilities be authorized for payment.

CARRIED 13:1
(Ald. Hawkins Opposed)

10. That the rental of the ground floor of the Hockey Hall of Fame Building to the International Hockey Hall of Fame be approved in principle subject to the details of the lease being negotiated by the Clerk-Comptroller and referred to the Finance Committee for approval it being understood that the proposed lease will commence on May 1st 1977 and that a provision is to be made that the Kingston and District Agricultural Society shall be given the use of the bottom floor of the building during the annual fair.

CARRIED

11. That list of Accounts No. 9, dated September, 1976, in the amount of $8,512,274.77, for expenditures incurred under proper authorization be approved.

(Note: A copy of the List has been distributed to each member of Council).

12. That, as recommended by the Director of Planning and Urban Renewal and the Clerk-Comptroller, the properties at 4, 6, 8, 10, 12 and 14, Corrigan Street be purchased from Apartments Unlimited for the sum of $89,650, provision for this expenditure having been made in the NIP approved budget.

CARRIED

13. That, subject to the approval by Council of added Clause No. 2 of Report No. 105 of the Transportation Committee, the sum of $6,800.00 be appropriated from Finance Contingencies to provide funds for the payment to the Kingston Flying Club.

CARRIED

Respectfully Submitted

(signed) Mayor G.N. Speal (Chairman)
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

APPLICATIONS FOR ADJUSTMENT OF 1976 TAXES UNDER

SECTION 636a OF THE MUNICIPAL ACT, R.S.O. 1970

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
010-010-00900-0060	Dr.H.W. Dunlop	221 King St.E.	12	B	Retired			165.35	
010-010-00900-0090	G. Blenkinsop	221 King St.E.	12	B	Retired			218.50	
010-010-00900-0120	G.L. Brough Consultants	" " "	11	B	Bus.Disc.			187.42	
010-010-00900-0130	C.D. Mac Kinnon	221 King St.E.	12	B	Relocated			108.51	
010-010-02000-0020	Dr. R.J.Livesey	39 Earl St.	12	B	Deceased			157.96	
010-010-04000	Margaret Shortliffe	60 William St.	12	R	Conversion	179.49			
010-010-04700	Peter Dorn	44 William St.	12	R	Conversion			4.08	
010-010-09100	Judith Cotton	125 Bagot St.	12	R	Removals			21.08	
010-020-11800-0020	Dr. N. Sproul	113½ Lower Union	5	B	Relocated	103.65			
010-040-04100	Kingston Gen.Hosp.	25-27 University Ave.	8	R	Demolished			329.96	
010-040-08100	Kingston Gen.Hosp.	20 Barrie St.	12	R	Exempt			1,076.53	
010-040-08800	Kingston Gen.Hosp.	Stuart St.	12	R	Exempt			168.98	
010-040-08800	Kingston Gen.Hosp.	Stuart & George St.	12	R	Demolished			2,197.42	
010-080-01000-0020	Louise Knetchel	115 Alfred St.	12	B	Bus.Disc.			81.93	
010-110-02100-0081	Dr.P.J.Shoemaker	122 Sydenham St.	12	B	Relocated			208.03	
010-120-01300	R. Ruggles	102-104 Wellington St.	12	C to R	Vacant Com.			57.39	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
010-120-01300-0010	Moon Realty Invest.	Wellington St.	10	B	Relocated			184.54	
010-120-01500-0030	Elliott & Parr Ltd.	116 Wellington St.	7	B	Reduction			19.80	
010-120-01500-0060	Marg Duphney	116 Wellington St.	9	B	Bus. Disc.				17.02
010-120-01800-0040	Dr. F.A. Cays	124 Wellington St.	10	B	Retired			163.63	
010-120-02100-0010	Dr. R. Hetherington	72 Johnson St	10	B	Relocated			89 84	
010-130-00400-0060	RPA Consultants Ltd.	159 Wellington St.	9	B	Relocated			108.20	
010-130-01200-0030	B.G.Robertson & Son	58 Brock St.	11	B	Relocated				178.57
010-130-01200-0080	Francis MacDonald	58 Brock St.	12	B	Bus. Disc.			15.36	
010-130-00400-0040	Might Directories	159 Wellington St.	12	B	Bus. Disc.			120.51	
010-130-00400-0170	Beverly Burns	86 Brock St.	12	B	Bus. Disc.				166.63
010-130-01600-0010	John Boven	322 King St. E.	10	B	Bus. Disc.			124.07	
010-130-02800-0020	Keith Parker	151 Wellington St.	8	B	Bus. Disc.			106.29	
010-130-03100-0010	Robert Sheppard	18 Market St.	9	B	Relocated			471.07	
010-130-04200-0010	Deryck Hazel	6 Princess St.	12	B	Relocated			216.82	
010-130-06000	Ed & Jeanne Bak	331 King St. E.	12	R&C	Fire			1,137.15	
010-130-06000-0010	Ed & Jeanne Bak	331 King St. E.	12	B	Bus. Disc.			372.02	
010-130-06300-0020	Alice Larocque	341 King St. E.	12	B	Reduction			347.07	
010-130-06500-0070	Phylis Bush	347 King St. E.	9	B	Bus. Disc.			111.71	
010-130-06700-0070	Ralph Abramsky	42-44 Princess St.	9	B	Relocated			501.18	
010-130-07400-0020	Grace Meeks	352 King St.E.	12	B	Relocated				

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
010 130-07400-0030	E.Smith & L.Brazill	399 Princess St.	11	B	Bus. Disc.			275.25	
010-130-07400-0050	E.Smith & L.Brazill	348 King St.E.	11	B	Bus. Disc.			272.17	
010-140-00500	C.I. Bank Of Commerce	256 Bagot St.	12	C to R	Vacant Com.			227.46	
010-140-00500-0020	Winspear,Higgins, & Stevenson	256 Bagot St.	12	B	Relocated			947.67	
010-140-01600-0011	Gwen Donaldson	15 Montreal St.	7	B	Bus. Disc.			30.78	
010-140-02500-0010	B.F. Dolan	164 Princess St.	12	B	50% to 30%			504.89	
010-140-02600-0070	Infred Co.Can. Ltd.	10 Montreal St.	12	B	Bus. Disc.			137.91	
010-140-02600-0120	Citzens Finance Co.	6 Montreal St.	4	B	Relocated	249.29			
010-090-03500	Dave & Susan Perkins	25 Sydenham St.	12	R	Conversion	129,86			
010-120-02800-0060	Terry Wood	105 Wellington St.	12	B	Not in Business			119.59	
010-130-00400-0010	Francoise Duncan	155 Wellington St.	6	B	Relocated	60.25			
010-140-07700-0010	Slack Shack Ltd.	244 Princess St.	12	B	Relocated			628.10	
010-140-08400	City of Kingston	218 Princess St.	12	R & C	City owned			242.05	
010-110-01100-0010	Dr. S.W. George	71 Clergy St. E.	6	B	Relocated	109.25			
010-110-01100-0011	Dr. Anthony Daicar	71 Clergy St. E.	6	B	Relocated		111.92		
010-120-02300-0010	Archie Zagrodney	80 Johnson St.	12	B	Relocated	132.87			
010-130-08700-0010	Susan Quinn	73 Brock St.	7	B	Bus.Disc.			89.80	
010-130-09200-0040	Robert Baines	171 Wellington St.	4	B	Bus. Disc.			118.78	
010-140-01600-0010	Wallace Berry	15 Montreal St.	5	B	Relocated			200.27	
010-140-08200-0040	Glidden Co. Ltd.	Princess St.	4	B	Relocated	227.31			

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
020-030-00800-0080	State Farm Insurance	844 Princess St.	10	B	Relocated			242.98	
020-030-01300-0070	Dr. Perry	800 Princess St.	12	B	Deceased			380.88	
020-030-01300-0071	Imperial Optical Co.	800 Princess St.	7	B	Relocated			198.93	
020-030-03600	Andrew Kearns	400 MacDonnell St.	12	R	Land Decrease		10.44		
020-060-05600-0040	Garnet Gowsell	465 Albert St.	12	B	Bus. Disc.				22.70
020-070-01100-0030	Tom Bettas	490 Princess St.	9	B	Bus. Disc.			244.14	
020-080-07000-0010	Ervin Alajtner	501 Johnson St.	11	B	Bus. Disc.				84.56
020-130-07300-0010	Ronald Campeau	350 Princess St.	12	B	Bus. Disc.				402.49
020-130-07700-0010	Rita Beaudoin	336 Princess St.	7	B	Bus. Disc.			226.36	
020-130-07700-0050	Lary Dimaria	334 Princess St.	3	B	Bus. Disc.			22.91	
020-140-03200-0060	Robert Benson	424 Princess St.	12	B	Bus. Disc.			19.94	
020-140-06800-0010	James Diamond	162 Division St.	12	B	Bus. Disc.			432.40	
030-010-01500-0070	Betz,Russell & White	24 Chatham St.	10	B	Relocated			158.08	
030-030-09300-0040	Dr. Murray Rhodes	477A Princess St.	9	B	Retired			76.40	
030-030-10300-0010	Kwong Lee	499 Princess St.	12	B	Bus.Disc.			236.20	
030-040-00400-0020	Edmund Smith	399 Princess St.	9	B	Bus. Disc.			172.23	
030-040-00500-0010	Silver Threads	417 Princess St.	12	B	Relocated			225.03	
030-040-03200-0080	Russell McCullough	381 Princess St.	12	B	Bus. Disc.			307.75	
030-040-09700-0010	Gennard Del Prete	370 Barrie St.	6	B	Bus. Disc.		13.61		
030-040-08500-0010	John De Sousa	307 Division St.	12	B	Bus. Disc.			52.41	
030-060-05300-0040	Fred&Beryl McGlade	372 Barrie St.	5	B	Bus. Disc.			20.32	
030-070-09000	Downtown Senior Cit.	185 Queen St.	12	R	Demolished				911.96
030-070-10400-0020	Estate of M. Beyba	4 Montreal St.	11	B	Deceased				58.23
030-080-07600-0010	Bechtel Canada Ltd.	166 Queen St.	7	B	Bus. Disc.			212.47	
030-080-07600-0020	Montreal Trust Co.	166 Queen St.	12	B	Bus. Disc.			177.28	
030-080-07800-0010	Plaza Hotel Ltd.	46 Montreal St.	7	B	Bus. Disc.			1,745.47	
030-080-07800-0020	Plaza Hotel Ltd.	46 Montreal St.	7	B	Bus. Disc.			101.48	
030-080-08600-0070	Harry Camp Ltd.	235 Princess St.	12	B	Relocated			922.16	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
030-040-00900-0010	Edward Grant	$181\frac{1}{2}$ Division St.	4	B	Bus. Disc.			33.74	
030-040-03500-0020	Dr. Anthony Graham	335 Princess St.	12	B	Bus. Disc.			349.93	
030-080-08500-0030	Jose Orti	227A Princess St.	7	B	Relocated			71.16	
030-080-09900-0070	Laila Valli	310 Bagot St.Rm.103	12	B	Bus. Disc.			96.21	
030-080-09900-0080	Occidental Life	310 Bagot St.Rm.104	12	B	Relocated			76.52	
030-080-10200-0050	The Royal Bank	155-157 Princess St.	12	B	Relocated			7,667.54	
030-080-10600-0020	Dolcis(Canada)Ltd	171 Princess St.	11	B	Bus. Disc.			1,819.23	
030-090-00100-0010	P.A. McCreery	$131\frac{1}{2}$ Princess St.	10	B	Relocated			237.78	
030-090-00100-0030	Shalimar Shoes Ltd.	137 Princess St.	10	B	Relocated			658.65	
030-090-02200-0020	S. Sakell Drugs	103 Princess St.	5	B	Bus. Disc.	368.32			
030-090-02200-0130	S. Sakell Drugs	107 Princess St.	5	B	Bus. Disc.	254.40			
030-090-02800-0050	Beneficial Finance	129 Princess St.	7	B	Relocated			345.57	
030-090-04500-0010	Michael Shearer	61 Princess St.	5	B	Bus. Disc.	163.09			
030-090-06800-0010	Mavis Richardson	51 Princess St.	12	B	Bus. Disc.			90.40	
030-100-02600-0010	James Vivian	235 Wellington St.	12	B	Relocated			49.45	
030-100-09800-0015	Ron Scott	12 Ordnance St.	12	B	Relocated			42.07	
030-100-09800-0020	John Yannakouras	10 Ordnance St.	12	B	Bus. Disc.			47.98	
030-120-01500	Wesley Moon	490 Bagot St.	12	R	Fire			566.36	
030-130-03700-0010	Patrick Young	150 Montreal St.	6	B	Bus. Disc.			32.11	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
040-010-08700-0010	Clifford Thomas	509 Rideau St.	12	B	Bus. Disc.				45.37
040-010-09100	Louis Meszaros	485 Rideau St.	6	R	Demolished			77.51	
040-010-15300-0010	R.H. Toye Co.Ltd.	368 Rideau St.	12	B	Bus. Disc.			2,652.17	
040-010-18700-0080	J.S. Electric Ltd.	445 Montreal St.	6	B	Relocated			130.87	
040-020-01800-0010	Donald Collett	73 to 72 Cataraqui St.	8	B	Relocated			149.69	
040-020-01500-0010	National Grocers Co,Ltd.	12 Cataraqui St.	7	B	Relocated			2,648.54	
040-020-05700-0010	Donald Snowden	14 James St.	10	B	Bus. Disc.				60.50
040-020-14800-0070	Gordon Curl	188 Rideau St.	12	B	Deceased			117.37	
040-030-03800-0060	Gus Douridas	277 Montreal St.	5	B	Bus. Disc.			35.68	
040-040-13700-0010	Donald Kennedy	254 Montreal St.	6	B	Relocated			40.60	
040-040-13700-0011	Donald Kennedy	254 Montreal St.	6	B	Relocated			60.53	
040-100-01600-0020	Cataraqui Plumbing	540 Montreal St.	7	B	Bus. Disc.			206.69	
040-100-04900-0010	Borg-Warner	160 Railway St.	12	B	Bus. Disc.			296.73	
040-100-10000-0010	Home Juice Co.Ltd.	540 Montreal St.	10	B	Bus. Disc.			55.37	
040-100-10300	City of Kingston	Duff St.	12	R	City owns			210.91	
040-100-11400-0010	Acklands Ltd.	100 Railway St.	10	B	Bus. Disc.			1,386.49	
040-110-01000-0040	Edward Baird	783 Division	12	B	Relocated			41.34	
040-110-01000-0010	Edward Baird	783 Division St.	12	B	Relocated			187.49	
040-110-09300-0010	Richard Dunlop	60 Hickson Ave.	8	B	Bus. Disc.			90.55	
040-110-15802	John Agazzi	Elliott Ave.	12	C to R	Bus. Disc.			30.32	
040-110-15802-0030	Wood,Harrison& Washer	218 Elliott Ave.	12	B	Bus. Disc.			70.13	
040-120-27200-0010	James Riddle	1000 Montreal St.	9	B	Deceased			91.90	
040-130-16200	Walter Kowalinski	1135 Montreal St.	12	R	Demolished			93.83	

ROLL NUMBER	NAME	TAXES APPEALED	(MONTHS)	COM.	EXPLANATION	PUBLIC	SEPARATE	PUBLIC	SEPARATE
050-020-08200-0020	Lyle St. Armand	501 Frontenac St.	12	B	Relocated			208.90	
050-020-11700-0020	A.E. Le Conte	575 Princess St.	12	B	Bus. Disc.			210.38	
050-020-12100-0010	Robert Martin	611 Princess St.	10	B	Bus. Disc.			278.03	
050-020-12100-0010	Ethel Jacobson	611 Princess St.	3	B	Bus. Disc.			83.41	
050-030-02900-0010	Wilmot A. Embury	629 Princess St.	4	B	Bus. Disc.	66.43			
050-050-03100-0020	William Cleland	795 Princess St.	12	B	Space Reduced			65.70	
050-050-03100-0050	A.Gaunt Real Estate	797 Princess St.	8	B	Space Reduced			121.06	
050-050-03100-0220	All Provincial Services	797 Princess St.	7	B	Relocated	95.59			
050-050-03100-0230	John MacLean	797 Princess St.	8	B	Relocated				59.49
050-050-03900-0010	Big Bob's	Parking Lot	11	B	Error			29.77	
050-050-03900-0010	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			80.46	
050-050-03900-0020	Big Bob's	Parking Lot	11	B	Error			29.77	
050-050-03900-0020	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			80.46	
050-050-04000-0010	Unique Wholesale	811 Princess St.	12	B	Bus. Disc.			6,289.03	
050-050-04100-0020	Austin Conrad	815 Princess St.	12	B	Bus. Disc.				94.52
050-050-07300-0030	Dr. E. Johns	837 Princess St.	12	B	Relocated			670.23	
050-050-07300-0070	Gary Osborne	837 Princess St.	12	B	Bus. Disc.			321.09	
050-050-07400-0010	O'Connor Office Machines	841 Princess St.	7	B	Relocated			318.63	
050-050-07400-0030	Raven Realty Ltd.	845 Princess St.	5	B	Relocated			193.15	
050-050-07400-0051	Raven Realty Ltd.	847 Princess St.	5	B	Relocated			57.51	
050-060-02000-0020	Chuck Bryant	301 Concession St.	7	B	Bus. Disc.			32.73	
050-060-02000-0030	Glen Sharp	301 Concession St.	12	B	Bus. Disc.			84.15	

ROLL NUMBER	NAME	ADDRESS OF TAXES APPEALED	PERIOD (MONTHS)	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						PUBLIC	SEPARATE	PUBLIC	SEPARATE
050-060-02100-0010	Fairway Motors	Concession St.	12	B	Space Reduced			41.34	
050-060-11300-0010	Elwood Murray	12 Connaught St.	12	B	Bus. Disc.			45.76	
050-060-11400-0010	Elwood Murray	213 Concession St.	12	B	Bus. Disc.			327.74	
050-070-04400	Lena Yaworski	53 Connaught St.	7	R	Demolished			38.47	
050-070-15600-0040	Harold Skeggs	155 Concession St.	12	B	Bus. Disc.			76.02	
050-100-08000-0010	Vanzuylen's Alignment	14 Guy St.	10	B	Relocated				38.44
050-120-03500	Joseph Uhrig	580 Division St.	12	C	Demolished			96.94	
050-120-03500-0010	Joseph Uhrig	580 Division St.	12	B	Bus.Disc.			270.53	
060-010-0100-0020	Dealer's Choice	397 Bath Road	12	B	Relocated			26.57	
060-020-18300	Frederic & Cliff Gurnsey	1412 Princess St.	6	R & C	Demolished	126.63			
060-020-18300-0010	Fred & Cliff Gurnsey	1412 Princess St	6	B	Reduced Space	31.00			
060-080-15700	Glenarden Realties	1129 Princess St.	5	R	Demolished	276.49			
060-090-00400-0010	Baron Petroleums	331 Bath Road.	9	B	Bus. Disc.			653.25	
060-102-00900-0230	Ed Lane	Princess St.	12	B	Bus. Disc.			280.49	
060-102-00900-0231	Ed Lane	Princess St.	12	B	Bus. Disc.			38.38	
060-102-01100	Canadian Tire Corp.	1026 Princess St.	12	R	Assess.Error			686.70	
060-102-01200-0010	Jack Colden Ltd.	1020 Princess St.	12	B	Bus. Disc.			646.62	
060-102-01200	Canadian Tire Corp.	1020 Princess St.	12	C	Assess.Error			2,266.16	
060-102-01300	Canadian Tire Corp.	Princess St.	12	R	Assess.Error			915.15	

								CANCELLATION	
ROLL NUMBER	NAME	TAXES APPEALED	(MONTHS)	COM.	EXPLANATION	PUBLIC	SEPARATE	PUBLIC	SEPARATE
060-102-01500	Canadian Tire Corp.	59 Bath Rd.	5& $9\frac{1}{2}$ & 11	C	Demolished	2,319.09		10,583.22	
060-110-02500	C.Wiskin	290 Westdale	6	C to R	Bus. Disc.	22.81			
060-120-00200-0030	Santo Carfa	18 Bath Rd.	12	B.	Relocated				192.83
060-102-01500-0010	Jack Colden Ltd.	59 Bath Rd.	11	B	Relocated			8,704.26	
060-120-00200-0060	Murray Campbell	22 Bath Rd.	12	B	Relocated			119.59	
060-120-00300-0010	Paul Beckwith	920 Princess St.	8	B	Bus. Disc.			692.38	
060-150-13200	C.D. Baldwin	349 Mack St.	12	R	Exempt			35.35	
070-040-08700-0030	Dorothy Ruttan	324 Victoria St.	12	B	Bus. Disc.			17.72	
070-100-00400	McCann,Fairfax,Kennedy	29 Baiden St.	12	R	Demolished			213.49	
070-110-12618	Ronald & Muriel Leeman	160 Calderwood	12	R	Assess.Error				230.43
070-110-12619	Rob.& Judith Torrents	156 Calderwood	12	R	Assess.Error			225.05	
070-200-17600-0010	Kingston Auto Exch.	546 Bath Rd.	7	B	Relocated			152.44	
070-200-17600-0011	Kingston Auto Exch.	546 Bath Rd.	7	B	Relocated				156.16

UNFINISHED BUSINESS

Ald. Webb said he was shocked at reports submitted by the Deputy City Clerk on Electors. He said that St. Lawrence Ward was now 80% behind Victoria and Rideau Ward. This is not fair to Victoria and Rideau Wards. He said that Ward Boundries should be re-examined as there was a definite decline in St. Lawrence Ward population. He said that adjustment of ward boundaries should be looked at in 1977.

Ald. Keenleyside said that the increase in electors in two years was only 1,500. Mayor Speal said that the effort made to equalize the number of electors in various wards had not worked out for Victoria Ward.

Ald. Breen said that at 8:45 P.M. a Press Conference would be held by the Honourable James Taylor, Minister of Community and Social Services, at which time he would announce that the administrative responsibility for the Penrose Center will be transferred from Queen's Park to the Board of Ongwanada Hospital effective April 1, 1977. He said it will also be announced that Ongwanada will vacate its present buildings within three to four years, and that over the next few years a series of smaller, more community-oriented residences for adults and children will be developed.

Ald. Breen said that a T.V. survey of sewers for the Frontenac, Alfred and Albert area was being set up.

Ald. Mackenzie said that she had looked at the Provincial proposed transfer figures for municipalities in 1977. She said that the City Budget priorities should be looked at regardless of Provincial transfers. On page 3 it was said that D'Arcy McKeough had taken steps to curtail bureaucracy. An article in the Toronto Globe said that $9,000,000 had been given away to home owners and that no steps were taken to retrieve this money. This indicates too large a bureaucracy.

Ald. McArthur said that the day of protest on October 14, 1976, was well organized. Labour should not have to bear the cost of wage freezes and prices freezes. Management had the right to protest yet some managements were punishing employees for exercizing their right to protest.

Mayor Speal said the proliferation of parking at the foot of Brock Street should be curtailed. Mayor Speal said that the private investment in the development of LaSalle Mews was to be commended. It would help revitalization of the downtown business core.

Mayor Speal commented on the new shop at the old C.N. station. He said that the cutting of crystal and pottery designs was fine and beautiful work. It would be a good place to take children.

Mayor Speal said that the Chairman of the Police Commission announced the appointment of Gerald S. Rice as the Chief of Police. An informal get together should be planned in the near future.

BY-LAWS

ALL BY-LAWS WERE PASSED UNANIMOUSLY

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 1 to 8 be given their first and second reading.

CARRIED

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Breen,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 7 and 8 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 7 to 12 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 87 Redesignate the Wharf at the Foot of Brock Street from Commercial to Transportation)

(FIRST AND SECOND READING) (PROPOSED NO. 8937)
Clause 1(a), Report No. 106, 1976

CARRIED

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.76 Acre Located at the Foot of Brock Street from C Commercial to OS3 Harbour Open Space)

(FIRST AND SECOND READING) (PROPOSED NO. 8938)
Clause 1(b), Report No. 106, 1976

CARRIED

(3) A By-Law to Authorize the Construction of an Asphalt Pavement with Curb, Gutter and Boulevard in the Unnamed St. from Counter St. to Elliot Avenue Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8939)
Clause 3, Report No. 109, 1976

CARRIED

(4) A By-Law to Authorize the Construction of a Storm Sewer in Unnamed St. from Counter St. to Elliot Ave. and in Counter St. from Unnamed St. Westerly 251' Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8940)
Clause 4, Report No. 109, 1976

CARRIED

BY-LAWS (cont'd.)

(5) A By-Law to Authorize the Construction of a Sanitary Sewer in Counter St. from the Existing Sewer in Counter St. 235' West of the Former Sir John A. Macdonald Blvd. Allowance easterly 199' Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8941)
Clause 5, Report No. 109, 1976

CARRIED

(6) A By-Law to Authorize the Reconstruction of Certain Pavements in The City of Kingston (General Rate)

(FIRST AND SECOND READING) (PROPOSED NO. 8942)
Clause 12(a), Report No. 104, 1976

CARRIED

(7) A By-Law to Amend By-Law No. 8438, "A By-Law to Adopt a Redevelopment Plan for the City of Kingston N.I.P. Redevelopment Area (Delete 144 Charles Street and 429 Barrie Street)

(THREE READINGS) (PROPOSED NO. 8943)
Clause 6, Report No. 106, 1976

CARRIED

(8) A By-Law to Confirm the Proceedings of Council at Its Meeting Held October 25, 1976.

(THREE READINGS) (PROPOSED NO. 8944)
City Council Meeting No. 23

CARRIED

(9) A By-Law to Authorize the Construction of a Pavement With Curb and Gutter in Joyce Street, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8898)
Clause 6(d), Report No. 82, 1976

CARRIED

(10) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Property on Nelson and Princess Streets from A to A.123 and from C to C.123)

(THIRD READING) (PROPOSED NO. 8926)
Clause 1, Report No. 99, 1976

CARRIED

(11) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 100)

(THIRD READING) (PROPOSED NO. 8928)
Clause 2, Report No. 100, 1976

CARRIED

BY-LAWS (cont'd.)

(12) A By-Law to Exempt Lots 146 to 153 Inclusive, of Registered Plan No. 1663 (Greenridge Place Subdivision, Phase 3) From the Provisions of Section 29 (4) of The Planning Act (Part Lot Control)

(THIRD READING) (PROPOSED NO. 8903)
Clause 11, Report No. 86, 1976

CARRIED

MOTIONS

The following motions were received:

(1) Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That the appreciation of the Council of The Corporation of the City of Kingston, be expressed to Alvin Armstrong, Reporter, The Whig-Standard, and best wishes be extended to him upon his retirement.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Keyes,

That the sympathy of Council be expressed to the family of the late Garfield Bennett, Clerk, Township of Wolfe Island.

CARRIED

(3) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Council do now adjourn.

Council adjourned at 9:40 P.M.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *George N. Speal,*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council Will be Held in the Council Chamber at City Hall on Monday, November 8, 1976, at 8:00 P.M., following a reception for the members of the Fire Department, and their wives, receiving Long Service Medals in Memorial Hall at 7:30 P.M., to which the wives of the Members of Council are also invited.

ROLL CALL

PRESENTATIONS

PRESENTATION OF SERVICE MEDALS TO MEMBERS OF THE FIRE DEPARTMENT

Asst. Chief Waller Suddaby	20 years
Firefighter Edward Hughes	20 years
Firefighter Albert Fabbri	20 years
Firefighter Charles Killen	20 years
Asst. Deputy Frank Boles	25 years
Asst. Deputy Claude Sleap	25 years
Capt. Joseph Lalonde	25 years
Capt. Edward Hogan	25 years
Fire Chief Kenneth Cowdy	25 years
Asst. Motor Mechanic Paul Denesuik	25 years
Firefighter Lonnie Davis	25 years
Dispatcher Raymond Edwards	25 years
Firefighter Peter Neilsen	25 years
Asst. Deputy Elmer Kelsey	35 years
Captain O. Morrow	35 years

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 21, held September 27, 1976, and the Minutes of City Council Meeting No. 22, held October 12, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(655) From Mr. & Mrs. J.C. Anderson, thanking Council for the flower arrangement sent to them on the occasion of their 50th Wedding Anniversary.

(656) From The Ministry of Treasury Economics and Intergovernmental Affairs for the Province of Ontario, the Second Progress Report on the performance of the 1976 Ontario Budget.

(657) From The Ministry of Housing for the Province of Ontario, a copy of the amendments made to Ontario Regulation 688/74 (being the Regulation made under Section 2a of The Housing Development Act for owner-occupied properties), under the Ontario Home Renewal Program (O.H.R.P).

(658) From Victor C. Goldbloom, M.D., Minister of Municipal Affairs and of the Environment for the Province of Quebec, thanking Mayor Speal for the generous hospitality shown to him during his stay in Kingston.

(659) Copy of the Minutes of the Executive of the Cataraqui Region Conservation Authority, held on October 13, 1976.

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(660) From the Family of the late Dennis T. Patrick Sears, thanking the members of Council for their expression of sympathy.

(661) Copy of a Letter from George A. Kerr, Minister of the Environment for the Province of Ontario, to The City of London, stating that the requests that exemptions be granted to certain works under section 62(w), O.W.R. Act, from the approval requirements of sections 41 and 42, O.W.R. Act, is already under consideration in relation to regional municipalities on a trial basis.

(662) Copy of Mineral Aggregate Study and Geological Inventory of Part of the Eastern Ontario Region, a report summary for the Ministry of Natural Resources by Proctor & Redfern Limited and Gartner Lee Associates Limited.

(663) From Canada Permanent Trust Company, Statement of Accounts for S.M. Polson Estate.

To Be Referred to Public Works Committee

(664) From the Regional Municipality of Niagara Recommending that the following resolution be forwarded to the Ontario Good Roads Association for consideration at its 1977 Conference:

> *"That the Ministry of Transportation and Communications be requested to continue their program of municipal training courses, and further,*
>
> *that a copy of this report be circulated to all regions and counties, The Municipal Engineers Association and all area municipalities in the Regional Municipality of Niagara."*

(665) From the Ontario Good Roads Association requesting resolutions and Proposal of Names for Recognition of Long Service in the Cause of Good Roads and notifying that the 1977 Convention will be held at the Royal York Hotel, Toronto, February 21st, 22nd, and 23rd, 1977.

To Be Referred to Community Services

(666) From The City of Orillia, requesting that the following resolution be endorsed:

> *"WHEREAS there are ever increasing incidents of vandalism and malicious damage being reported to police departments throughout Ontario;*
>
> *AND WHEREAS a day does not pass when such incidents are not reported in the media;*
>
> *AND WHEREAS the citizens of Ontario are expressing their concern over such senseless incidents to their police departments, local municipal councils, M.P.P.'s and media;*
>
> *AND WHEREAS it is time to act swiftly and surely to control this increasing purge on the citizens of this Province;*
>
> *AND WHEREAS in the opinion of this Council the Provincial Courts should be instructed to deal severly with such matters that come before them.*
>
> *THEREFORE BE IT RESOLVED:*
>
> 1. *THAT the Attorney General for the province of Ontario be requested to give serious consideration to recommending changes to the laws and regulations of Canada and the Province to,*

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services (cont'd.)

(666) (cont'd.)

(a) require the courts to deal severly with acts of vandalism and malicious damage that come before them;

(b) require the Courts to impose restitution orders on persons convicted of such acts;

(c) require the Courts to impose increasingly severe fines and/or jail terms on persons convicted of more than one act of vandalism or malicious damage."

Which Has Been Referred to Planning Board

(667) From MacDonald's Restaurants of Canada Limited, application form for a zone change at 1141 Division Street, to permit a restaurant only, not as an accessory use.

To Be Referred to Finance and Accounts Committee

(668) From Theatre 5; Kingston Community Ballet Association, Kingston Potters Guild; Domino Theatre; and Kingston Handloom Weavers and Spinners, requesting that any surplus from K.O.P.E.C. be made available for upgrading and improving the lot of artists in Kingston.

(669) From Kingston Area Planning Board stating that at its meeting on September 23rd, 1976, they passed the following resolution:

"that a letter be sent to the city of Kingston and the Township of Kingston saying that the Kingston Area Planning Board expresses concern to the Municipality of Kingston Township and City of Kingston that sufficient land be reserved now to provide for a potential future overpass at the Counter Street railway level crossing. "

To Be Filed

(670) From the Ontario Sailing Association advising Council of the study of the desirability and financial practicalities of a major sailing center at Portsmouth Olympic Harbour.

(Copies have been distributed to all members of Council)

(671) From Detox advising of their meeting being held at St. Lawrence College, Room D108, On Monday, November 8, 1976 at 7:30 P.M.

(672) From Cataraqui Region Conservation Authority, notice of General Meeting on Wednesday, November 17, 1976, at 8:00 P.M. at the 401 Inn, Salon C.

(673) From John A. Parker, Cataraqui Region Conservation Authority, advising that Mr. Jim Bauer, Chairman of the Grand River Conservation Authority will speak at the meeting of the Cataraqui Region Conservation Authority on the subject of floodplain management.

(Copies have been distributed to all members of Council)

COMMUNICATIONS (cont'd.)

To Be Referred to Chief Building Inspector

(674) From the Ministry of Consumer and Commercial Relations of the Province of Ontario, Building Code Information bulletin.

Which Has Been Referred to Planning Board and Transportation Committee

(675) From the Township of Kingston, Notice of Application to the Ontario Municipal Board by the Corporation of the Township of Kingston for approval of a by-law to regulate land use passed pursuant to Section 35 of The Planning Act.

PETITIONS

REPORTS

October 28, 1976.

REPORT NO. 110

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the firm of Millard and Lumb be engaged to repair the washer at Rideacurest Home at a cost of $668.11 it being noted that this firm is the only local firm capable of doing these repairs and that there are sufficient funds in the budget for this purpose.

2. That the following resolution of the Association of Municipalities of Ontario BE ENDORSED:

"WHEREAS, Ontario Hydro has again been accorded a massive rate increase of 30.3% by the Ontario Energy Board;

AND WHEREAS, such an increase is far in excess of the A.I.B. guidelines and such increases are largely due to the cost of power plant expansion being funded from cash flow and accordingly do not meet the criteria of "user additional cost" under the A.I.B. guidelines;

AND WHEREAS it was clearly demonstrated during the Ontario Energy Board hearings that Ontario Hydro could fund their power expansion program by staggering the increases proposed by Ontario Hydro over a five year period, lowering the bulk power cost to approximately 8% per annum.

AND WHEREAS, such a proposed staggered increase would not compromise Ontario Hydro's desire to ensure an adequate power supply nor effect Hydro's continued program of maintaining its financial integrity (balance its debt to equity ratio);

THEREFORE BE IT RESOLVED that the Ontario Cabinet be requested to intercede on behalf of the Ontario resident and small business users and roll back or stagger the proposed increase to a rate consistent with the A.I.B. guidelines which the Provincial Government has so strongly endorsed.".

3. That the following resolution of the City of Windsor be endorsed:

"WHEREAS the Workmen's Compensation Act (Section 117(1)) provides that every employer within three days after he learns of an accident to an employee by which the workman is disabled from earning full wages or that necessitates medical aid, shall notify the Board in writing; and

WHEREAS Section 117(3) of the Act provides that every employer that makes a default in reporting or furnishing particulars in any accident or claim shall, in addition to any other penalty or liability, pay to the Board, if so ordered, the amount of compensation or medical aid awarded in respect of such accident or claim; and

3. (cont'd). WHEREAS many employees sustain injuries which they fail to report until they have obtained medical aid from the physician of their choice; and

WHEREAS absences resulting from injuries are often reported as sick leave with the employee divulging some weeks later that he was injured during the course of his normal duties; and

WHEREAS considerable time is required to complete the necessary documentation for submission to the Board which often requires considerable follow-up with the employee and/or foreman; and

WHEREAS new employees are somewhat reluctant to file claims and therefore protect their employment record; and

WHEREAS in many cases the employee and not the employer should be penalized for non-compliance;

THEREFORE BE IT RESOLVED that a strong REQUEST BE MADE to the Ministry of Labour for an amendment to Section 117(1) of the Workmen's Compensation Act to extend from 3 days to 2 weeks, the time period within which an employer must notify the Workmen's Compensation Board of an accident happening and that this section apply only in a case where an employee will actually suffer loss of pay due to an injury, and that the Workmen's Compensation Board be requested not to impose fines under Section 117(1)(3) of the Act "Default in Reporting Accident Claim" pending a decision on this request for an extension of time.".

4. That the project involving the gathering of signatures for a large petition by the POP (Preserve Ontario Pickerel) organization for the purpose of helping to stop the killing of Ontario's undersized, immature game fish be endorsed.

5. That the request of the Blind Organization of Ontario with Selfhelp Tactics for meaningful dialogue between the Canadian National Institute for the Blind and its clients and greater accountability by the C.N.I.B. to its funders be endorsed.

Respectfully submitted,

CHAIRMAN.

Public Works Report No.111

November 1, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Industrial Tractor Inc., in the amount of $689.40, for supply of sweeper repair parts, be paid being the lowest quotation received.

2. That the Resolution of the City London attached hereto as Schedule "A", be endorsed.

3. That, since the Developer of the Wycliffe Subdivision has been required under the terms of the Subdivision Agreement to provide at his own expense additional drainage capacity under the tracks of the Canadian National Railway and the Canadian Pacific Railway and since it will be necessary for the City to obtain Railway approvals for the work, applications be made to the Railways for permission to install a culvert under their tracks in accordance with construction drawings prepared by the City Engineering Department.

Note The Railways have requested that City Council authorize the submission of applications for approval of the work.

4. That a by-law be initiated under the provisions of Section 7 of The Local Improvement Act to authorize the reconstruction of the King St pavement between Queen and Princess St at -

Total estimated cost	$23,500.00
Owners' share	3,507.44
Corporation's share	9,996.28
Anticipated M.T.C. subsidy	9,996.28
Debenture amount	13,503.72

provided a sufficiently signed petition is received for the work.

Respectfully submitted,

Chairman

Parks and Recreation Report No. 112

October 28, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the tender of Frost Steel and Wire Co. Ltd., in the amount of $5,537.00 to supply and erect a chain link fence around the Sportsplex section of the N.I.P. Rideau/North Street park site, be accepted being the lower tender received.

2. That the account of the Harbour Restaurant Ltd., in the amount of $775.00, for supply of food at the Senior Citizens Harbour Festival Day held at the Portsmouth Olympic Harbour Park on October 6, 1976 be paid and charged to Account 423-12.

NOTE The revenue collected from the participants was deposited in Account 423-12 with the exception of $500.00 which was paid in cash to the Harbour Restaurant Ltd. leaving a balance owing of $775.00. Total expenses for the event $1,490.00 less revenue of $926.00, leaving $564.00 as City's share.

3. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - the Kingston Minor Hockey Council be not charged for the use of Memorial Hall on October 19, 1976 to show films to hockey coaches.

4. That, whereas at the City Council meeting held on October 22, 1976 additional funds were provided to include the construction of permanent building foundations and perimeter crawl space around the swimming pool and whereas, M. Sullivan and Son Ltd. were awarded the contract for the construction of the swimming pool at Artillery Park; therefore, the contract for the foregoing additional work be awarded to M. Sullivan and Son Ltd., and the original contract be amended accordingly, in the amount of $73,210.00 for the above work plus $4,475.00 for Schedule 40 Black Iron for the swimming pool piping instead of material originally specified.

5. That the workers on the payroll of the General Contractors engaged in the construction of the Health Sciences Complex be permitted to park their vehicles in designated areas of MacDonald Park between the Murney Tower and the Heating Plant, using a windshield coloured sticker, during the period November 15, 1976 to April 1, 1977 at a rental of $15.00 per vehicle per month, provided the General Contractors agree to keep the parking area and service road clear of snow and to repair immediately

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following termination of the rental period any damage that may have occurred to the areas used to the satisfaction of the Commissioner of Parks and Recreation, and that By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended accordingly.

6. That the workers on the payroll of the General Contractors engaged on the construction of the Health Sciences Complex be permitted to park their vehicles in designated areas at Lake Ontario Park using a windshield coloured sticker during the period November 15, 1976 to April 1, 1977 at a rental of $10.00 per vehicle per month provided the General Contractors agree to keep the parking area and service road clear of snow and to repair immediately following termination of the rental period any damage that may have occurred to the areas used to the satisfaction of the Commissioner of Parks and Recreation, and that By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended accordingly.

Note. A shuttle bus service could be provided by the General Contractors.

Respectfully submitted,

Chairman

REPORT NO. 113

October 27, 1976

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That trucks be prohibited from using Yonge Street except for local delivery between Johnson Street and Union Street.

2. That approval be given for the names Rosemund Crescent and Rosemund Place as private streets in Block "2", Registered Plan 1658, Fern's project.

3. That one double meter be removed in front of the main entrance to the Medical Building on Princess Street for use as a pick-up zone.

4. That a by-law be presented to Council to amend By-Law No. 495 (Meters) to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

5. That parking on the north side of Princess Street, from Division Street to the Bath Road, be prohibited during the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday, on an experimental basis; it being understood that the situation would be reviewed after a six month trial period had elapsed.

   (Alderman Allmark opposed)

6. That permission be granted to the Kingston Jaycees Inc. to hold the Annual Santa Claus Parade on Saturday, November 20, 1976. The parade route would be from the Kingston Shopping Centre, down Princess Street, to the Holiday Inn from 10:00 a.m. till 1:00 p.m.

7. That parking be prohibited on the north and south side of Earl Street from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m. and that parking be prohibited at all times on the south side with the exception of 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m.

8. That permission be given the Department of Public Works to detour southbound traffic on Division Street, westerly on Concession Street, southerly on Alfred Street and easterly on Pine Street and/or York Street for a period of six weeks in order to avoid severe congestion which would result from sewer and watermain construction on Division Street between Adelaide Street and Pine Street.

9. That approval be given the Public Utilities Commission to install a new bus stop on the east side of Wilson Street from Conacher Drive southerly 80 feet.

10. That the no parking regulations on Court Street be changed from 12 midnight - 5:00 p.m. to 1:00 a.m. - 5:00 p.m., Monday to Friday inclusive.

11. That the Agreement between the Corporation of the City of Kingston and Mr. Mel Hughson dated August 25, 1975 for the land improvement programme on airport property be transferred to Mr. W.C. Coupland and that the terms and expiry date of the Agreement remain unchanged.

12. That the City of Kingston support retention of the Toronto Island Airport for general aviation purposes and recommend that it be developed for scheduled short-haul STOL service.

Respectfully submitted

Chairman

REPORT NO. 113A

November 8, 1976

To the Mayor and Aldermen:

The City of Kingston Planning Board May Present the following:

1. Notwithstanding anything to the contrary contained in By-Laws No. 3078 and 8499, within the limits of the 0.96 acre, more or less, parcel of land located at the southwest corner of Rideau and Ordnance Streets, zoned B3.124 Multiple Family Residential, as shown on a plan prepared by the City of Kingston Planning Board dated July 28, 1975, a copy of which is attached to By-Law No. 8884 as Schedule "A", the permitted uses shall only include a 103 unit Senior Citizens apartment development and accessory buildings and uses thereto, and there shall be no regulations regarding:

    i. Minimum Front Yard
    ii. Minimum Side Yards
    iii. Minimum Rear Yards
    iv. Line of Corner Lots
    v. Maximum Percentage of Lot Occupancy
    vi. Maximum Density
    vii. Play Space and Amenity Areas

    AND FURTHER, that the necessary by-law be presented to Council.

    (NOTE: In order to have a hearing on a zoning by-law or amending by-law to rezone the land at Rideau and Ordnance Streets before March 1977, it is necessary for the City to pass a separate by-law. The passing of this by-law is urgent since the options on the property have expired.)

November 3, 1976.

REPORT NO. 114

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by R.P.A. Consultants Ltd., the account of Comstock International Ltd. in the amount of $2,640.89 for repair and retesting of sprinkler after overheating in the mechanical room and for additional insulation in the duct work for sound attenuation, be authorized for payment.

2. That, as recommended by R.P.A. Consultants Ltd., the account of Meteor Painters in the amount of $4,427.07 for painting and miscellaneous items erected for COJO during June and July, 1976, including repainting where last minute changes were ordered, be authorized for payment.

3. That, the account of the Architects Consortium for professional services and expenses rendered in connection with the Onshore Olympic Sailing Facilities in the amount of $1,188.33 be authorized for payment.

4. That, as recommended by Smith, Mill and Ross, Architects, an amount of $6,729.59 be paid to Control Lighting Ltd. as a progress payment for renovations to the Grand Theatre.

   NOTE: There are sufficient funds in the the budget for this purpose.

5. That the account of Tilley, Carson and Findlay, Barristers and Solicitors, for the services of the late Mr. J. Richard Houston from April 7, 1976 to the date of his death in connection with the Regional Shopping Centre in the amount of $1,497.60 be authorized for payment as soon as recovered from Compeau Corporation Ltd.

6. That the account of Smith, Mill and Ross, Architects, in the amount of $7,448.82 for architectural fees in connection with the renovations to the Grand Theatre, be authorized for payment.

7. WHEREAS the Public Utilities Commission has notified that it is necessary to place an order this month for 3 - 45 passenger buses in order to obtain delivery in 1977; and

   WHEREAS the 5 year capital expenditures for the Kingston Transit for the years 1977 to 1981 inclusive have been approved by the Commission and City Council; and

   WHEREAS the Ministry of Transportation and Communication has advised that the proposed purchase of the new buses has been approved in principle for the year 1977;

   THEREFORE BE IT RESOLVED that permission be and is hereby given to the Public Utilities Commission of the City of Kingston to purchase 3 - 45 passenger urban type coaches at an estimated total cost of $183,000 for delivery in 1977; City's share $45,750 (25%); Province share $137,250 (75%); subject to the approval of the Ontario Municipal Board;

   AND FURTHER that provision be made in the 1977 Current Budget for this expenditure.

8. That an agreement be entered into with Mr. George Cuddy, R.R.1, Arden, Ontario to lease a space 130' by 70' at the Old Haymarket for the sale of Christmas Trees during the period December 7th to December 24th 1976, for the sum of $450.00.

9. That, as requested by the Board of Management for the Grand Theatre, an amount of $1,500 be transferred from Finance Contingencies to cover the cost of heat, light and water at the Grand Theatre until the end of 1976.

10. That whereas under the terms of the proposed agreement with the Canadian National Railways, the City has agreed to give the railway at no cost a quit claim deed to .2 acres of land in exchange for .9 acres of railway land and to exempt the railway for local improvement projects that are presently in progress on Montreal St.;

And whereas an inequity does exist in regard to the exchange of land in that the railway is receiving from the City less than one quarter of the land they are giving to the City;

And whereas the land the railway is receiving is encumbered by a sanitary sewer easement on Part 2 and a storm sewer easement on Part 6;

THEREFORE BE IT RESOLVED, that as recommended by the Public Works Committee, the proposed agreement include the following clause:

"That certain lands owned by the Canadian National Railways will not be assessed for future local improvement projects on the frontage on the east side of Montreal Street commencing at the south with Part 2, Registered Plan 13-R-1451 northerly to Part 6, plus any small frontage that may be owned by the railway immediately north of Part 6, as shown in RED on the said plan No. 13-R-1451 dated August 13th 1975 and registered August 12th 1975, on the understanding that this condition will apply as long as the said lands are owned by the Canadian National Railways.".

NOTE: The plan referred to will be attached to the proposed agreement.

11. That, as recommended by the Parks and Recreation Committee, the following budget transfer be approved in order to correct the present allocations:

INCREASE

Revenue - Provincial Subsidies - Student Involvement	- $2,100.

INCREASE

Expenditures - Portsmouth Olympic Harbour - Student Involvement	- $2,100.

12. That the account of the Architects Consortium for professional services rendered in connection with the Onshore Olympic Sailing Facilities during the months of July and August, 1976, in the amount of $3,893.18 be authorized for payment.

13. That, as recommended by the Public Works Committee, the following budget transfer be approved for the purpose of purchasing and erecting a chain link fence at the narrowest section of the parkway west of the access for children to Balsam Grove Public School in order to prevent motorcycles, snowmobiles and other types of motorized equipment from using the property:

FROM

Public Works Budget - Account 317-83 "Contributions from Revenue - Sanitary and Combined Sewers"	-	$500.00.

TO

Public Works Budget - Account 313-75 "Miscellaneous"	-	$500.00.

14. That, as recommended by the City Treasurer, the budget transfers listed in the attached Schedule "A", be approved it being noted that the result of the transfers will be an increase of $301,762 in the budget allocation for "Finance Contingencies".

15. WHEREAS Friends of John Deutsch have established a John Deutsch Memorial Fund at Queen's University to perpetuate the memory of John J. Deutsch and his interest in the study and development of public policy;

AND WHEREAS contributions to the fund will be used for three main purposes; to provide scholarships for students undertaking graduate research on economic issues related to policy problems; to provide support for workshops that will bring together at Queens people from governments, private institutions and universities; and will provide support for scholars to pursue economic research at Queen's University;

AND WHEREAS it is fitting and appropriate for the citizens of Kingston to support this worthy project in memory of the former principal of Queen's University, who in addition to his distinguished career as an educator and economist was a vital force in co-ordinating the growth of Queen's University with the planning and housing policies of the City;

THEREFORE BE IT RESOLVED that on behalf of the citizens of Kingston the sum of $2,500 be contributed to the Friends of John Deutsch.

16. That a new lease be entered into with Mr. Roy Bilow for the City owned land having a frontage of 98.5 feet on the south side of Concession Street and comprised of 23,900 square feet on the following conditions:

(1) Effective date December 1, 1976.
(2) Term - 5 years.
(3) Rental during first year $170.00 per month.
(4) In second and subsequent years rent will be increased to take into account increases in the consumer rate index.
(5) An addition containing sanitary facilities will be constructed in accordance with plans approved by the City and connected to the City sewer as soon as the necessary approvals are received.

17. THAT WHEREAS the Federal and Provincial Governments and large industries are closing down on Monday and Tuesday for Christmas Day and Boxing Day;

AND WHEREAS Local 141, CUPE, has approved the lieu days for Christmas Day, Boxing Day and New Years Day being taken on Monday, December 27th (in lieu of Boxing Day), Tuesday, December 28th (in lieu of Christmas Day) and Monday, January 3rd (in lieu of New Years Day);

THEREFORE BE IT RESOLVED that the City Hall be closed on Monday, December 27th in lieu of Boxing Day, Tuesday, December 28th in lieu of Christmas Day and Monday, January 3rd in lieu of New Years Day.

18. WHEREAS Local 109 CUPE has shown that there is considerable division of opinion as to whether the lieu days for Christmas Day, Boxing Day and New Years Day should be on Friday and Monday or Monday and Tuesday for Christmas Day and Boxing Day and Friday or Monday for New Years Day;

AND WHEREAS in any event it would be necessary for the Department Heads of Works and Parks to make special arrangements for the Sewage Treatment Plant and Pumping Stations and the Youth Centres;

THEREFORE BE IT RESOLVED that the respective department heads be authorized to make arrangements for the staggering of work on Friday and Monday and Tuesday re Christmas Day and Boxing Day and Friday and Monday re New Years Day as may be desirable to provide essential public services it being understood that foremen would take their lieu days in accordance with the one taken by the employees that they supervise.

Respectfully submitted,

CHAIRMAN.

SCHEDULE "A" TO FINANCE
AND ACCOUNTS REPORT NO. 114.

BUDGET TRANSFERS

VENUE:

	INCREASE	DECREASE
xation		
Additional Assessment - Public	50,000.	
- Secondary	50,000.	
- Separate	4,000.	
ecial Charges		
Sewer Surcharge	6,700.	
ntributions, Grants & Subsidies		
Payment in Lieu of Taxes		
Provincial	5,300.	
Universities, Colleges & Hospitals	32,300.	
Ontario Housing - Schools	17,000.	
Ontario Housing C/S		3,560.
Public Utilities Commission	13,236.	
Parking Department	2,286.	
bsidies		
R.R.A.P. - Programme (Pro-rated)		15,000.
O.H.R.P. - Programme		9,000.
Resource Equalization General Support	89,000.	
Highway	5,800.	
Student Involvement	3,500.	
ences	10,000.	
t & Concessions		
19 Queen Street (N.I.P. Rent)		10,000.
er Revenue		
Fines & Fees	30,000.	
Interest on Investments	109,000.	
Miscellaneous		5,000.
TOTAL	428,122.	42,560.

ENDITURES	ACCOUNT #	INCREASE	DECREASE
ance			
Education - Public	3093-A	57,000.	
- Separate	3093-B	11,000.	
- Secondary	3093-C	53,000.	
nd Theatre			
Heat	4631	1,000.	
Light & Power	4631-A	500.	
nning Department			
Architectural Conservation	4155		3,000.
Public Housing - C/S Deficits	419-11		10,000.
ance			
Salaries	3001		10,000.
Postage & Telephone	3034	14,000.	
Interest on Temporary Borrowing	3070		50,000.
e Department			
Salaries	3301	33,000.	
Capital Expenditures	3380		12,700.
TOTAL		169,500.	85,700.

RESULT

FINANCE		
CONTINGENCIES	3053	301,762.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 4 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 5 its third reading.

(c) That By-Laws 5 to 8 be given their third reading.

(1) A By-Law to authorize the reconstruction of the King Street pavement between Queen and Princess Street, under the provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8945)
Clause 4, Report No. 111, 1976.

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the provisions of the Highway Traffic Act", (Clauses 1 and 6, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8946)
Clauses 1 and 6) Report No. 113, 1976

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters", (Clauses 2,3, & 4, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8947)
Clauses 2,3 & 4, Report No. 113,1976

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act", (Clause 4, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8948)
Clause 4, Report No. 113, 1976

(Subject to the approval of the Ministry of Transportation and Communications.)

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 8, 1976.

(THREE READINGS) (PROPOSED NO. 8949)
City Council Meeting No. 24

(6) A By-Law to amend By-Law No. 8619, "A By-Law to Authorize the Construction of a 36 inch Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (GENERAL RATE)".

(THIRD READING) (PROPOSED NO. 8922)
Clause 14(a), Report No. 98, 1976

BY-LAWS (cont'd.)

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (zoning) By-Law of The Corporation of the City of Kingston", (rezone 0.76 acre located at the foot of Brock Street from C Commercial to OS3 Harbour Open Space).

(THIRD READING) (PROPOSED NO. 8938)
Clause 1(b), Report No. 106, 1976

(8) A By-Law to Amend the Official Plan of The City of Kingston Planning Area (Amendment No. 87: Redesignate the Wharf at the Foot of Brock Street From Commercial To Transportation).

(THIRD READING) (PROPOSED NO. 8937)
Clause 1(a), Report No. 106, 1976

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, November 8, 1976, at 8:00 P.M., following a reception in Memorial Hall for the Members of the Fire Department, and their wives, receiving Long Service Medals .

His Worship Mayor Speal Presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (14)

PRESENTATIONS

PRESENTATION OF SERVICE MEDALS TO MEMBERS OF THE FIRE DEPARTMENT

Asst. Chief Waller Suddaby	20 years
Firefighter Edward Hughes	20 years
Firefighter Albert Fabbri	20 years
Firefighter Charles Killen	20 years
Asst. Deputy Frank Boles	25 years
Asst. Deputy Claude Sleap	25 years
Capt. Joseph Lalonde	25 years
Capt. Edward Hogan	25 years
Fire Chief Kenneth Cowdy	25 years
Asst. Motor Mechanic Paul Denesuik	25 years
Firefighter Lonnie Davis	25 years
Dispatcher Raymond Edwards	25 years
Firefighter Peter Neilsen	25 years
Asst. Deputy Elmer Kelsey	35 years
Captain O. Morrow	35 years

MINUTES

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That the Minutes of City Council Meeting No. 21, held September 27, 1976, be amended on page 665 by deleting the word "Court's" and inserting the word "Corts", preceeding the words "Advisory Board Meeting", in the first paragraph of Unfinished Business.

-and-

That the Minutes of City Council Meeting No. 21, held September 27, 1976, as amended, be adopted.

CARRIED

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That the Minutes of City Council Meeting No. 22, held October 12, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 682 to 684.

To Be Filed

(655) From Mr. & Mrs. J.C. Anderson, thanking Council for the flower arrangement sent to them on the occasion of their 50th Wedding Anniversary.

(656) From The Ministry of Treasury Economics and Intergovernmental Affairs for the Province of Ontario, the Second Progress Report on the performance of the 1976 Ontario Budget.

(657) From The Ministry of Housing for the Province of Ontario, a copy of the amendments made to Ontario Regulation 688/74 (being the Regulation made under Section 2a of The Housing Development Act for owner-occupied properties), under the Ontario Home Renewal Program (O.H.R.P).

(658) From Victor C. Goldbloom, M.D., Minister of Municipal Affairs and of the Environment for the Province of Quebec, thanking Mayor Speal for the generous hospitality shown to him during his stay in Kingston.

(659) Copy of the Minutes of the Executive of the Cataraqui Region Conservation Authority, held on October 13, 1976.

(660) From the Family of the late Dennis T. Patrick Sears, thanking the members of Council for their expression of sympathy.

(661) Copy of a Letter from George A. Kerr, Minister of the Environment for the Province of Ontario, to The City of London, stating that the requests that exemptions be granted to certain works under section 62(w), O.W.R. Act, from the approval requirements of sections 41 and 42, O.W.R. Act, is alrea under consideration in relation to regional municipalities on a trial basi

(662) Copy of Mineral Aggregate Study and Geological Inventory of Part of the Eastern Ontario Region, a report summary for the Ministry of Natural Resources by Proctor & Redfern Limited and Gartner Lee Associates Limited.

(663) From Canada Permanent Trust Company, Statement of Accounts for S.M. Polson Estate.

To Be Referred to Public Works Committee

(664) From the Regional Municipality of Niagara Recommending that the following resolution be forwarded to the Ontario Good Roads Association for consideration at its 1977 Conference:

> *"That the Ministry of Transportation and Communications be requeste to continue their program of municipal training courses, and furthe*
>
> *that a copy of this report be circulated to all regions and countie The Municipal Engineers Association and all area municipalities in the Regional Municipality of Niagara."*

(665) From the Ontario Good Roads Association requesting resolutions and Proposa of Names for Recognition of Long Service in the Cause of Good Roads and notifying that the 1977 Convention will be held at the Royal York Hotel, Toronto, February 21st, 22nd, and 23rd, 1977.

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services

(666) From The City of Orillia, requesting that the following resolution be endorsed:

"WHEREAS there are ever increasing incidents of vandalism and malicious damage being reported to police departments throughout Ontario;

AND WHEREAS a day does not pass when such incidents are not reported in the media;

AND WHEREAS the citizens of Ontario are expressing their concern over such senseless incidents to their police departments, local municipal councils, M.P.P.'s and media;

AND WHEREAS it is time to act swiftly and surely to control this increasing purge on the citizens of this Province;

AND WHEREAS in the opinion of this Council the Provincial Courts should be instructed to deal severly with such matters that come before them.

THEREFORE BE IT RESOLVED:

1. THAT the Attorney General for the province of Ontario be requested to give serious consideration to recommending changes to the laws and regulations of Canada and the Province to,

(a) require the courts to deal severly with acts of vandalism and malicious damage that come before them;

(b) require the Courts to impose restitution orders on persons convicted of such acts;

(c) require the Courts to impose increasingly severe fines and/or jail terms on persons convicted of more than one act of vandalism or malicious damage."

Which Has Been Referred to Planning Board

(667) From MacDonald's Restaurants of Canada Limited, application form for a zone change at 1141 Division Street, to permit a restaurant only, not as an accessory use.

To Be Referred to Finance and Accounts Committee

(668) From Theatre 5; Kingston Community Ballet Association, Kingston Potters Guild; Domino Theatre; and Kingston Handloom Weavers and Spinners, requesting that any surplus from K.O.P.E.C. be made available for upgrading and improving the lot of artists in Kingston.

(669) From Kingston Area Planning Board stating that at its meeting on September 23rd, 1976, they passed the following resolution:

"that a letter be sent to the city of Kingston and the Township of Kingston saying that the Kingston Area Planning Board expresses concern to the Municipality of Kingston Township and City of Kingston that sufficient land be reserved now to provide for a potential future overpass at the Counter Street railway level crossing. "

COMMUNICATIONS (cont'd.)

To Be Filed

(670) From the Ontario Sailing Association advising Council of the study of the desirability and financial practicalities of a major sailing center at Portsmouth Olympic Harbour.

(Copies have been distributed to all members of Council)

(671) From Detox advising of their meeting being held at St. Lawrence College, Room D108, On Monday, November 8, 1976 at 7:30 P.M.

(672) From Cataraqui Region Conservation Authority, notice of General Meeting on Wednesday, November 17, 1976, at 8:00 P.M. at the 401 Inn, Salon C.

(673) From John A. Parker, Cataraqui Region Conservation Authority, advising that Mr. Jim Bauer, Chairman of the Grand River Conservation Authority will speak at the meeting of the Cataraqui Region Conservation Authority on the subject of floodplain management.

(Copies have been distributed to all members of Council)

To Be Referred to Chief Building Inspector

(674) From the Ministry of Consumer and Commercial Relations of the Province of Ontario, Building Code Information bulletin.

Which Has Been Referred to Planning Board and Transportation Committee

(675) From the Township of Kingston, Notice of Application to the Ontario Municipal Board by the Corporation of the Township of Kingston for approval of a by-law to regulate land use passed pursuant to Section 35 of The Planning Act.

To Be Filed

(676) From Queen's University at Kingston, Ontario, a copy of The Principal's Report for 1975-76.

(677) From Queen's University at Kingston, Ontario, a copy of the Supplement to the Principal's Report for 1975-76.

(678) From the Public Utilities Commission of the City of Kingston, Transit Department, Statement of Revenue & Expenditures for the period ending September 1976.

(Copies have been distributed to all Members of Council)

(679) From Public Utilities Commission of the City of Kingston referencing Bus Service to the C.N. Station and also advising that a letter has been sent to Mr. J.R. Burns, Manager, Rideau Area, Canadian National, inviting him to attend the next regular meeting of the Commission, scheduled for November 15, 1976.

(Copies have been distributed to all Members of Council)

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(680) From the Association of Municipalities of Ontario,"Policy Guidelines Resolutions and Constitution", adopted at the Annual Conference, August 8th to 11th, 1976.

Which Has Been Referred to Kingston Area Planning Board

(681) From Dacon Corporation Limited, Application for Zone Change for 3.175 Acres at Sir John A. MacDonald Boulevard at Princess Street, from B1 to B3, to permit the construction of a second building containing 72 Units to create a density of 49.1 units per acre as permitted by the Official Plan.

Which Has been Referred to Transportation Committee

(682) From G. Holloway, General Manager, Grand & Toy Limited, requesting that Council give consideration to the conversion of the Angrove parking lot back to its previous status with an attendant, in time to accommodate the anticipated Christmas rush. He also requested that consideration be given to removing monthly parking from this lot as soon as current agreements terminate.

(683) From Terry D. Alford, Store Manager, R.W. Alford & Co. Ltd., suggesting the idea of a multi-level parking lot in the Angrove parking lot.

PETITIONS

REPORTS

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 110 of the Community Services Committee be received and adopted clause by clause.

October 28, 1976.

REPORT NO. 110

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

REPORTS (cont'd)

Report No. 110 - Community Services Committee (cont'd.)

1. That the firm of Millard and Lumb be engaged to repair the washer at Rideaucrest Home at a cost of $668.11 it being noted that this firm is the only local firm capable of doing these repairs and that there are sufficient funds in the budget for this purpose.

CARRIED

2. That the following resolution of the Association of Municipalities of Ontario BE ENDORSED:

"WHEREAS, Ontario Hydro has again been accorded a massive rate increase of 30.3% by the Ontario Energy Board;

AND WHEREAS, such an increase is far in excess of the A.I.B. guidelines and such increases are largely due to the cost of power plant expansion being funded from cash flow and accordingly do not meet the criteria of "user additional cost" under the A.I.B. guidelines;

AND WHEREAS it was clearly demonstrated during the Ontario Energy Board hearings that Ontario Hydro could fund their power expansion program by staggering the increases proposed by Ontario Hydro over a five year period, lowering the bulk power cost to approximately 8% per annum.

AND WHEREAS, such a proposed staggered increase would not compromise Ontario Hydro's desire to ensure an adequat power supply nor effect Hydro's continued program of maintaining its financial integrity (balance its debt to equity ratio);

THEREFORE BE IT RESOLVED that the Ontario Cabinet be requested to intercede on behalf of the Ontario resident and small business users and roll back or stagger the proposed increase to a rate consistent with the A.I.B. guidelines which the Provincial Government has so strongly endorsed.".

CARRIED

3. That the following resolution of the City of Windsor be endorsed:

"WHEREAS the Workmen's Compensation Act (Section 117(1)) provides that every employer within three days after he learns of an accident to an employee by which the workman is disabled from earning full wages or that necessitat medical aid, shall notify the Board in writing; and

WHEREAS Section 117(3) of the Act provides that every employer that makes a default in reporting or furnishing particulars in any accident or claim shall, in addition to any other penalty or liability, pay to the Board, if so ordered, the amount of compensation or medical aid awarded in respect of such accident or claim; and

REPORTS (cont'd.)

Report No. 110 - Community Services Committee (cont'd.)

3. (cont'd). WHEREAS many employees sustain injuries which they fail to report until they have obtained medical aid from the physician of their choice; and

WHEREAS absences resulting from injuries are often reported as sick leave with the employee divulging some weeks later that he was injured during the course of his normal duties; and

WHEREAS considerable time is required to complete the necessary documentation for submission to the Board which often requires considerable follow-up with the employee and/or foreman; and

WHEREAS new employees are somewhat reluctant to file claims and therefore protect their employment record; and

WHEREAS in many cases the employee and not the employer should be penalized for non-compliance;

THEREFORE BE IT RESOLVED that a strong REQUEST BE MADE to the Ministry of Labour for an amendment to Section 117(1) of the Workmen's Compensation Act to extend from 3 days to 2 weeks, the time period within which an employer must notify the Workmen's Compensation Board of an accident happening and that this section apply only in a case where an employee will actually suffer loss of pay due to an injury, and that the Workmen's Compensation Board be requested not to impose fines under Section 117(1)(3) of the Act "Default in Reporting Accident Claim" pending a decision on this request for an extension of time.".

CARRIED 10:4

4. That the project involving the gathering of signatures for a large petition by the POP (Preserve Ontario Pickerel) organization for the purpose of helping to stop the killing of Ontario's undersized, immature game fish be endorsed.

CARRIED

5. That the request of the Blind Organization of Ontario with Selfhelp Tactics for meaningful dialogue between the Canadian National Institute for the Blind and its clients and greater accountability by the C.N.I.B. to its funders be endorsed.

CARRIED

Respectfully Submitted

(signed) G.L. Webb
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

REPORTS (cont'd.)

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 111 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No.111

November 1, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Industrial Tractor Inc., in the amount of $689.40, for supply of sweeper repair parts, be paid being the lowest quotation received.

CARRIED

2. That the Resolution of the City London attached hereto as Schedule "A", be endorsed.

WITHDRAWN

(For presentation at the next Council meeting with Schedule A attached)

3. That, since the Developer of the Wycliffe Subdivision has been required under the terms of the Subdivision Agreement to provide at his own expense additional drainage capacity under the tracks of the Canadian National Railway and the Canadian Pacific Railway and since it will be necessary for the City to obtain Railway approvals for the work, applications be made to the Railways for permission to install a culvert under their tracks in accordance with construction drawings prepared by the City Engineering Department.

Note The Railways have requested that City Council authorize the submission of applications for approval of the work.

CARRIED

4. That a by-law be initiated under the provisions of Section 7 of The Local Improvement Act to authorize the reconstruction of the King St pavement between Queen and Princess St at -

Total estimated cost	$23,500.00
Owners' share	3,507.44
Corporation's share	9,996.28
Anticipated M.T.C. subsidy	9,996.28
Debenture amount	13,503.72

provided a sufficiently signed petition is received for the work.

CARRIED

REPORTS (cont'd.)

Report No. 111 - Public Works Committee -(cont'd.)

Respectfully Submitted

(signed) B.E. Breen (Chairman)
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 112 of the Parks and Recreation Committee be received and adopted clause by clause.

Parks and Recreation Report No. 112

October 28, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the tender of Frost Steel and Wire Co. Ltd., in the amount of $5,537.00 to supply and erect a chain link fence around the Sportsplex section of the N.I.P. Rideau/North Street park site, be accepted being the lower tender received.

CARRIED

2. That the account of the Harbour Restaurant Ltd., in the amount of $775.00, for supply of food at the Senior Citizens Harbour Festival Day held at the Portsmouth Olympic Harbour Park on October 6, 1976 be paid and charged to Account 423-12.

NOTE The revenue collected from the participants was deposited in Account 423-12 with the exception of $500.00 which was paid in cash to the Harbour Restaurant Ltd. leaving a balance owing of $775.00. Total expenses for the event $1,490.00 less revenue of $926.00, leaving $564.00 as City's share.

CARRIED

3. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - the Kingston Minor Hockey Council be not charged for the use of Memorial Hall on October 19, 1976 to show films to hockey coaches.

CARRIED

REPORTS (cont'd.)

Report No. 112 - Parks and Recreation Committee (cont'd.)

4. That, whereas at the City Council meeting held on October 22, 1976 additional funds were provided to include the construction of permanen building foundations and perimeter crawl space around the swimming pool and whereas, M. Sullivan and Son Ltd. were awarded the contract for the construction of the swimming pool at Artillery Park; therefore, the contract for the foregoing additional work be awarded to M. Sullivan and Son Ltd., and the original contract be amended accordingly, in the amount of $73,210.00 for the above work plus $4,475.00 for Schedule 40 Black Iron for the swimming pool piping instead of material originally specified.

CARRIED

Moved by Ald. Keenleyside,
Seconded by Ald. Timmins,

That Clauses 5 and 6, Report No. 112 - Parks and Recreation Committee, be referred to the Health Science Liaison Committee.

CARRIED
(Ald. Mackenzie Opposed)

5. That the workers on the payroll of the General Contractors engaged in the construction of the Health Sciences Complex be permitted to park their vehicles in designated areas of MacDonald Park between the Murney Tower and the Heating Plant, using a windshield coloured sticker, during the period November 15, 1976 to April 1, 1977, at a rental of $15.00 per vehicle per month, provided the General Contractors agree to keep the parking area and service road clear of snow and to repair immediately following termination of the rental period any damage that may have occurred to the areas used to the satisfaction of the Commissioner of Parks and Recreation, and that By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation", be amended accordingly.

(Withdrawn and referred to the Health Science City Liaison Committee)

6. That the workers on the payroll of the General contractors engaged on the construction of the Health Sciences Complex be permitted to park their vehicles in designated areas at Lake Ontario Park using a windshield coloured sticker during the period November 15, 1976 to April 1, 1977, at a rental of $10.00 per vehicle per month provided the General contractors agree to keep the parking area and service road clear of snow and to repair immediately following termination of the rental period any damage that may have occurred to the areas used to the satisfaction of the Commissioner of Parks and Recreation, and that By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation", be amended accordingly.

NOTE: A shuttle bus service could be provided by the General Contractors.

(Withdrawn and referred to the Health Science City Liaison Committee)

REPORTS (cont'd)

Report No. 112 - Parks and Recreation Committee (cont'd.)

Respectfully Submitted

(signed) J.L. Keenleyside (Chairman)
D.G. Timmins
J. Hawkins
Judith Mackenzie
K.W. Matthews

* * *

Moved by Ald. Allmark, Seconded by Ald. Frnech, that Report No. 113 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 113

October 27, 1976

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That trucks be prohibited from using Yonge Street except for local delivery between Johnson Street and Union Street.

CARRIED

2. That approval be given for the names Rosemund Crescent and Rosemund Place as private streets in Block "2", Registered Plan 1658, Fern's project.

CARRIED 8:6
(Ald. Webb Opposed)

3. That one double meter be removed in front of the main entrance to the Medical Building on Princess Street for use as a pick-up zone.

CARRIED

4. That a by-law be presented to Council to amend By-Law No. 495 (Meters) to provide that the rate of 1¢ per 12 minute period for the 12 minute parking meters be increased to 5¢ per 12 minute period.

CARRIED 9:5
(See Recorded Vote)

REPORTS (cont'd.)

Report No. 113 - Transportation Committee (cont'd.)

Recorded Vote, Clause 4, Report No. 113.

YEAS: Ald. Allmark, Ald. Breen, Ald. French, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers (9)

NAYS: Mayor Speal, Ald. Keenleyside, Ald. Keyes, Ald. Miller, Ald. Webb (5)

Moved by Ald. Hawkins,
Seconded by Ald. Travers,

That Clause 5, Report No. 113, be referred back to the Transportation Committee.

LOST 3:11

5. That parking on the north side of Princess Street, from Division Street to the Bath Road, be prohibited during the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday, on an experimental basis; it being understood that the situation would be reviewed after a six month trial period had elapsed.

LOST 4:10
(See Recorded Vote)

Recorded Vote, Clause 5, Report No. 113.

YEAS: Ald. Frnech, Ald. Hawkins, Ald. Miller, Ald. Travers. (4)

NAYS: Mayor Speal, Ald. Allmark, Ald. Breen, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Webb (10)

6. That permission be granted to the Kingston Jaycees Inc. to hold the Annual Santa Claus Parade on Saturday, November 20, 1976. The parade route would be from the Kingston Shopping Centre, down Princess Street, to the Holiday Inn from 10:00 a. till 1:00 p.m.

CARRIED

Moved by Ald. Keyes,
Seconded by Ald. Miller,

That Clause 7, Report No. 113, be referred back to the Transportation Committee for more specific wording on the location of the area of Earl Street on which parking was being prohibited.

CARRIED

7. That parking be prohibited on the north and south side of Earl Street from 10:00 a.m. to 11:00 a.m. and from 2:00 p.m. to 3:00 p.m. and that parking be prohibited at all times on the south side with the exception of 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m.

REPORTS (cont'd.)

Report No. 113 - Transportation Committee (cont'd.)

8. That permission be given the Department of Public Works to detour southbound traffic on Division Street, westerly on Concession Street, southerly on Alfred Street and easterly on Pine Street and/or York Street for a period of six weeks in order to avoid severe congestion which would result from sewer and watermain construction on Division Street between Adelaide Street and Pine Street.

CARRIED 13:1
(Ald. Webb Opposed)

9. That approval be given the Public Utilities Commission to install a new bus stop on the east side of Wilson Street from Conacher Drive southerly 80 feet.

CARRIED

10. That the no parking regulations on Court Street be changed from 12 midnight - 5:00 p.m. to 1:00 a.m. - 5:00 p.m., Monday to Friday inclusive.

CARRIED

11. That the Agreement between the Corporation of the City of Kingston and Mr. Mel Hughson dated August 25, 1975 for the land improvement programme on airport property be transferred to Mr. W.C. Coupland and that the terms and expiry date of the Agreement remain unchanged.

CARRIED

12. That the City of Kingston support retention of the Toronto Island Airport for general aviation purposes and recommend that it be developed for scheduled short-haul STOL service.

CARRIED

Respectfully Submitted

(signed) G. Allmark (Vice-Chairman)
T.D. French
J. Hawkins
D.J. Travers

* * *

Mayor Speal declared a Conflict of Interest in the Planning Board Report and Withdrew from the Chair at 9:45 P.M.

Ald. Keenleyside took the chair.

Mayor Speal resumed the Chair at 10:10 P.M.

REPORTS (cont'd.)

Permission was requested to present Report No. 113A of the City of Kingston Planning Board Committee.

Moved by Ald. Keyes, Seconded by Ald. Timmins, that Report No. 113A of the City of Kingston Planning Board be received and adopted clause by clause.

Council received the agenda and consented to the addition of Clauses 1 and 2, in revised form, for presentation to Council.

REPORT NO. 113A

November 9, 1976.

To The Mayor and Aldermen:

The City of Kingston Planning Board Reports and Recommends as follows:

1. That By-Law 8950 "A By-Law to Regulate the Use of certain Lands and Buildings and Structures in the City of Kingston for Senior Citizens Apartments (South-West Corner of Rideau and Ordnance Streets)" as set forth on the attached Schedule "A" be approved.

REFERRED TO PLANNING BOARD
(See Following Motion)

Moved by Ald. Keyes,
Seconded by Ald. Mackenzie,

That Clauses 1 and 2, Report No. 113A, be referred to the Planning Board for consideration.

CARRIED

2. That Council does hereby certify that By-Law No. 8950, "A By-Law to Regulate the Use of Certain Lands and Buildings or Structures in the City of Kingston for Senior Citizens Apartments (South-West Corner of Rideau and Ordnance Streets)", is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Ammendment No. 85, which has not yet been approved by the Minister.

REFERRED TO PLANNING BOARD
(See Above Motion)

NOTE: In view of the urgency of rezoning the land for senior citizens the members of Council agreed to attend a special meeting of Council on Friday, November 12, 1976, at 5:30 P.M. to consider a Planning Board recommendation on clauses 1 and 2.

Respectfully Submitted

(signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

APPROVED AS TO FORM
DATE November 8, 1976

(signed): D. L. Hardtman.

CITY SOLICITOR

SCHEDULE "A"

Report No. 113A
Clause 1

BY-LAW NO. 8950

A BY-LAW TO REGULATE THE USE OF CERTAIN LANDS AND BUILDINGS AND STRUCTURES IN THE CITY OF KINGSTON FOR SENIOR CITIZENS APARTMENTS (SOUTH-WEST CORNER OF RIDEAU AND ORDNANCE STREETS)

PASSED: November 12th, 1976

The Council of the Corporation of the City of Kingston hereby enacts as follows:

1. Notwithstanding the provisions of any by-law heretofore enacted by the Council of the Corporation of the City of Kingston, no building, structure or land shall be used, and no building or structure shall be hereinafter erected, structurally altered, enlarged or maintained within the limits of the .96 acre more or less parcel of land located at the south-west corner of Rideau and Ordnance Streets, as shown on a plan prepared by the City of Kingston Planning Board, dated July 28th, 1975, a copy of which is attached to By-Law No. 8950 as Schedule "A", except for the purpose of erecting not more than 103 senior citizen apartment units and accessory buildings and uses thereto, and in conformity with the conditions and provisions of this by-law.

2. Definitions: In this by-law,

2.1 SENIOR CITIZEN APARTMENT shall mean a dwelling unit of one or more rooms together with private lavatory accommodation and kitchen designed and used for the exclusive occupancy of one or two elderly persons.

2.2 YARD shall mean an open space located on the same lot as the building which it serves, unoccupied and unobstructed from the ground to the sky, except for accessory buildings as permitted herein.

2.3 YARD, FRONT shall mean a yard extending acros the full width of the lot, the depth of the yard being the minimum horizontal distance between the street line and the nearest wall of the main building on such lot.

2.4 YARD, REAR shall mean a yard extending across the full width of the lot, the depth of the yard being the minimum horizontal distance between the rear lot line or the intersection of the side lot lines, and the nearest wall o the main building on such lot.

2.5 YARD, SIDE shall mean a yard extending from the front yard to the rear yard, between the side lot line and the nearest wall of the mai building on such lot.

3. The following regulations shall apply to lands, buildings or structures in the subject area:

3.1 MAXIMUM HEIGHT .... 8 storeys

3.2 MINIMUM FRONT YARD .... 15 feet

3.3 MINIMUM SIDE AND REAR YARDS where abutting existing residential properties...................... 12 feet

3.4 Off-street vehicle parking facilities shall be provided as follows:

- One parking space for each of the first two units, plus one parking space for each additional six units.

4. This by-law shall come into force and take effect on its passing, subject to the approval of The Ontario Municipal Board.

GIVEN THREE READINGS AND FINALLY PASSED the 12th day of November, 1976.

CLERK-COMPTROLLER

MAYOR

REPORTS (cont'd.)

Ald. Keyes presented Report No. 114, of the Finance and Accounts Committee as follows:

Moved by Ald. Keyes, Seconded By Ald. Breen, that Report No. 114 of the Finance and Accounts Committee be received and adopted clause by clause.

November 3, 1976.

REPORT NO. 114

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by R.P.A. Consultants Ltd., the account of Comstock International Ltd. in the amount of $2,640.89 for repair and retesting of sprinkler after overheating in the mechanical room and for additional insulation in the duct work for sound attenuation, be authorized for payment.

CARRIED

2. That, as recommended by R.P.A. Consultants Ltd., the account of Meteor Painters in the amount of $4,427.07 for painting and miscellaneous items erected for COJO during June and July, 1976, including repainting where last minute changes were ordered, be authorized for payment.

CARRIED

3. That, the account of the Architects Consortium for professional services and expenses rendered in connection with the Onshore Olympic Sailing Facilities in the amount of $1,188.33 be authorized for payment.

CARRIED
(Ald. Hawkins Opposed)

4. That, as recommended by Smith, Mill and Ross, Architects, an amount of $6,729.59 be paid to Control Lighting Ltd. as a progress payment for renovations to the Grand Theatre.

NOTE: *There are sufficient funds in the the budget for this purpose.*

5. That the account of Tilley, Carson and Findlay, Barristers and Solicitors, for the services of the late Mr. J. Richard Houston from April 7, 1976 to the date of his death in connection with the Regional Shopping Centre in the amount of $1,497.60 be authorized for payment as soon as recovered from Compeau Corporation Ltd.

CARRIED

6. That the account of Smith, Mill and Ross, Architects, in the amount of $7,448.82 for architectural fees in connection with the renovations to the Grand Theatre, be authorized for payment.

CARRIED

REPORTS (cont'd.)

Report No. 114 - Finance and Accounts Committee (cont'd.)

7. WHEREAS the Public Utilities Commission has notified that it is necessary to place an order this month for 3 - 45 passenger buses in order to obtain delivery in 1977; and

WHEREAS the 5 year capital expenditures for the Kingston Transit for the years 1977 to 1981 inclusive have been approved by the Commission and City Council; and

WHEREAS the Ministry of Transportation and Communication has advised that the proposed purchase of the new buses has been approved in principle for the year 1977;

THEREFORE BE IT RESOLVED that permission be and is hereby given to the Public Utilities Commission of the City of Kingston to purchase 3 - 45 passenger urban type coaches at an estimated total cost of $183,000 for delivery in 1977; City's share $45,750 (25%); Province share $137,250 (75%); subject to the approval of the Ontario Municipal Board

AND FURTHER that provision be made in the 1977 Current Budget for this expenditure.

CARRIED
(Ald. Timmins Opposed)

8. That an agreement be entered into with Mr. George Cuddy, R.R.1, Arden, Ontario to lease a space 130' by 70' at the Old Haymarket for the sale of Christmas Trees during the period December 7th to December 24th 1976, for the sum of $450.00.

CARRIED

9. That, as requested by the Board of Management for the Grand Theatre, an amount of $1,500 be transferred from Finance Contingencies to cover the cost of heat, light and water at the Grand Theatre until the end of 1976.

CARRIED

10. That whereas under the terms of the proposed agreement with the Canadian National Railways, the City has agreed to give the railway at no cost a quit claim deed to .2 acres of land in exchange for .9 acres of railway land and to exempt the railway for local improvement projects that are presently in progress on Montreal St.;

And whereas an inequity does exist in regard to the exchange of land in that the railway is receiving from the City less than one quarter of the land they are giving to the City;

And whereas the land the railway is receiving is encumbered by a sanitary sewer easement on Part 2 and a storm sewer easement on Part 6;

THEREFORE BE IT RESOLVED, that as recommended by the Public Works Committee, the proposed agreement include the following clause:

Report No. 114 - Finance and Accounts Committee (cont'd.)

10. (cont'd.)

"That certain lands owned by the Canadian National Railways will not be assessed for future local improvement projects on the frontage on the east side of Montreal Street commencing at the south with Part 2 Registered Plan 13-R-1451 northerly to Part 6, plus any small frontage that may be owned by the railway immediately north of Part 6, as shown in RED on the said plan No. 13-R-1451 dated August 13th 1975 and registered August 12th 1975, on the understanding that this condition will apply as long as the said lands are owned by the Canadian National Railways.".

NOTE: The plan referred to will be attached to the proposed agreement.

CARRIED

11. That, as recommended by the Parks and Recreation Committee, the following budget transfer be approved in order to correct the present allocations:

INCREASE

Revenue - Provincial Subsidies - Student Involvement - $2,100.

INCREASE

Expenditures - Portsmouth Olympic Harbour - Student Involvement - $2,100.

CARRIED

12. That the account of the Architects Consortium for professional services rendered in connection with the Onshore Olympic Sailing Facilities during the months of July and August, 1976, in the amount of $3,893.18 be authorized for payment.

CARRIED
(Ald. Hawkins Opposed)

13. That, as recommended by the Public Works Committee, the following budget transfer be approved for the purpose of purchasing and erecting a chain link fence at the narrowest section of the parkway west of the access for children to Balsam Grove Public School in order to prevent motorcycles, snowmobiles and other types of motorized equipment from using the property:

FROM

Public Works Budget - Account 317-83 "Contributions from Revenue - Sanitary and Combined Sewers" - $500.00.

TO

Public Works Budget - Account 313-75 "Miscellaneous" - $500.00.

CARRIED

REPORTS (cont'd.)

Report No. 114 - Finance and Accounts Committee (cont'd.)

Moved by Ald. Matthews, Seconded by Ald. Hawkins that Clause 14, Report No. 114 be amended as follows:

"An amendment to transfer net unexpended funds in the amount of $301,762 to a reserve fund for application on the 1977 Mill Rate instead of to contingencies."

LOST 1:13

14. That, as recommended by the City Treasurer, the budget transfers listed in the attached Schedule "A", be approved it being noted that the result of the transfers will be an increase of $301,762 in the budget allocation for "Finance Contingencies".

CARRIED

(Ald. Hawkins, Ald. Matthews Oppose

15. WHEREAS Friends of John Deutsch have established a John Deutsch Memorial Fund at Queen's University to perpetuate the memory of John J. Deutsch and his interest in the study and development of public policy;

AND WHEREAS contributions to the fund will be used for three main purposes; to provide scholarships for students undertaking graduate research on economic issues related to policy problems; to provide support for workshops that will bring together at Queens people from governments, private institution and universities; and will provide support for scholars to pursue economic research at Queen's University;

AND WHEREAS it is fitting and appropriate for the citizens of Kingston to support this worthy project in memory of the former principal of Queen's University, who in addition to his distinguished career as an educator and economist was a vital force in co-ordinating the growth of Queen's University with the planning and housing policies of the City;

CARRIED

THEREFORE BE IT RESOLVED that on behalf of the citizens of Kingston the sum of $2,500 be contributed to the Friends of John Deutsch.

16. That a new lease be entered into with Mr. Roy Bilow for the City owned land having a frontage of 98.5 feet on the south side of Concession Street and comprised of 23,900 square feet on the following conditions:

(1) Effective date December 1, 1976.
(2) Term - 5 years.
(3) Rental during first year $170.00 per month.
(4) In second and subsequent years rent will be increased to take into account increases in the consumer rate index.
(5) An addition containing sanitary facilities will be constructed in accordance with plans approved by the City and connected to the City sewer as soon as the necessary approvals are received.

CARRIED

Report No. 114 - Finance and Accounts Committee (cont'd.)

17. THAT WHEREAS the Federal and Provincial Governments and large industries are closing down on Monday and Tuesday for Christmas Day and Boxing Day;

AND WHEREAS Local 141, CUPE, has approved the lieu days for Christmas Day, Boxing Day and New Years Day being taken on Monday, December 27th (in lieu of Boxing Day), Tuesday, December 28th (in lieu of Christmas Day) and Monday, January 3rd (in lieu of New Years Day);

THEREFORE BE IT RESOLVED that the City Hall be closed on Monday, December 27th in lieu of Boxing Day, Tuesday, December 28th in lieu of Christmas Day and Monday, January 3rd in lieu of New Years Day.

CARRIED

18. WHEREAS Local 109 CUPE has shown that there is considerable division of opinion as to whether the lieu days for Christmas Day, Boxing Day and New Years Day should be on Friday and Monday or Monday and Tuesday for Christmas Day and Boxing Day and Friday or Monday for New Years Day;

AND WHEREAS in any event it would be necessary for the Department Heads of Works and Parks to make special arrangements for the Sewage Treatment Plant and Pumping Stations and the Youth Centres;

THEREFORE BE IT RESOLVED that the respective department heads be authorized to make arrangements for the staggering of work on Friday and Monday and Tuesday re Christmas Day and Boxing Day and Friday and Monday re New Years Day as may be desirable to provide essential public services it being understood that foremen would take their lieu days in accordance with the one taken by the employees that they supervise.

CARRIED

Respectfully Submitted

(signed) *George N. Speal (Chairman)*
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

SCHEDULE "A" TO FINANCE
AND ACCOUNTS REPORT NO. 114.

BUDGET TRANSFERS

REVENUE:

	INCREASE	DECREASE
Taxation		
Additional Assessment - Public	50,000.	
- Secondary	50,000.	
- Separate	4,000.	
Special Charges		
Sewer Surcharge	6,700.	
Contributions, Grants & Subsidies		
Payment in Lieu of Taxes		
Provincial	5,300.	
Universities, Colleges & Hospitals	32,300.	
Ontario Housing - Schools	17,000.	
Ontario Housing C/S		3,560.
Public Utilities Commission	13,236.	
Parking Department	2,286.	
Subsidies		
R.R.A.P. - Programme (Pro-rated)		15,000.
O.H.R.P. - Programme		9,000.
Resource Equalization) General Support)	89,000.	
Highway	5,800.	
Student Involvement	3,500.	
Licences	10,000.	
Rent & Concessions		
19 Queen Street (N.I.P. Rent)		10,000.
Other Revenue		
Fines & Fees	30,000.	
Interest on Investments	109,000.	
Miscellaneous		5,000.
TOTAL	428,122.	42,560.

EXPENDITURES	ACCOUNT #	INCREASE	DECREASE
Finance			
Education - Public	3093-A	57,000.	
- Separate	3093-B	11,000.	
- Secondary	3093-C	53,000.	
Grand Theatre			
Heat	4631	1,000.	
Light & Power	4631-A	500.	
Planning Department			
Architectural Conservation	4155		3,000.
Public Housing - C/S Deficits	419-11		10,000.
Finance			
Salaries	3001		10,000.
Postage & Telephone	3034	14,000.	
Interest on Temporary Borrowing	3070		50,000.
Fire Department			
Salaries	3301	33,000.	
Capital Expenditures	3380		12,700.
TOTAL		169,500.	85,700.

NET RESULT

	ACCOUNT #	INCREASE
FINANCE		
CONTINGENCIES	3053	301,762.

UNFINISHED BUSINESS

Ald. Webb said that the Bank of Nova Scotia propose to sell their building. He said that property standards officers were demanding sandblasting. He said this was ridiculous and will find out more details.

Ald. Webb said that Canadian Tire applied for a 24 hour gasoline service permit. They were given series E instead of series D by mistake as the station across the road was in series E and they took advantage of the mistake, and were open the entire week in spite of being special cooperation. He said it wasn't practical to stop this except by an injunction which would be expensive.

Ald. Webb said that he had had a letter from Grand and Toy saying that because of the opening of the LaSalle Mews, Angrove Parking Lot was not available to their customers. They requested that this parking lot be converted back to attendant parking and no longer monthly parking. This was referred to the Transportation Committee.

Ald. Webb said that he had a letter from the City Solicitor advising that the Provincial Government was aware of the problem of juvenile delinquents. This will be discussed by Community Services.

Ald. Timmins said he had had a letter from Grand and Toy and Alfords in reference to the Angrove Parking Lot needs.

Ald. Mackenzie said that the sale of vinyl garages was being pushed. This should not be discouraged but Kingston should follow Quebec City in regulating the erection and removal.

Ald. Hawkins said that the restaurant property at the corner of Nelson and Princess Streets should have a cement block wall as a buffer.

Ald. Hawkins said that he visited 1130 Montreal Street on November 7, 1976. During inclement weather the children of the tenants should have recreation facilities. There should be a games room and other recreational facilities since the Youth Centre facilities are not available to them. Representation should be made to O.H.C. for recreation facilities on the premises.

Ald. French said that as Chairman of the Library Board he was getting requests on the cost of steam heat for the new Library.

Mayor Speal said that Finance was getting information on this.

Ald. Matthews said that the Housing Authority should not permit damage to housing units and the spreading of garbage around the halls. The Police will not respond because no one is in charge. A subsidized rental house on Barbara Avenue was wrecked.

Ald. Matthews said that Social Workers should not be able to force undesirable tenants on the Housing Authority. He said that nearly all tenants suffer from approximately 5% of the tenants who cause damage to the premises. There should be a Security Guard on duty since conditions are getting serious. Members of the Board should visit the units. Two members of the Board are meeting with the tenants and are doing a good job.

Mayor Speal said that Youth Centres should be open all the year round. He also said that the Housing Administrator should be supported for not placing undesirable tenants with good tenants. He recommends a Tenants Association.

Mayor Speal reminded Members of Council of the Remembrance Day Service. He said it would set a good example if all the Members of Council were present. He said it was important that all Members acknowledge their invitation from Queen's on November 19, 1976.

Ald. McArthur said that the Landlords and Tenants Act was responsible for tenant problems. Even O.H.C. cannot get rid of tenants that are undesirable.

UNFINISHED BUSINESS (cont'd.)

Ald. McArthur said that he was being asked why a Kingston man was not appointed as Chief of Police. There was no leadership any more in enforcing parking regulations. He requested that the Mayor take up enforcement with the Police Commission.

Ald. Webb said that the location of the advertisement of the proposed capital expenditure of $500,000. to purchase the 38 acres of Belcourt property was poorly located in the newspaper and too small to be noticed by the tax payers.

Ald. Webb said he had approved the appointment of temporary employees to go after dog owners who had not yet bought a dog license.

BY-LAWS

Council consented to the following changes in the By-Laws as listed:

(2) delete reference to clause "6" and insert "9" & "10"

(4) delete reference to clause "4" and insert "5"

(a) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That By-Laws 1 to 3 and 5 to 8 be given their first and second reading.

CARRIED

(b) Moved by Ald. Miller,
Seconded by Ald. Timmins,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 5 its third reading.

CARRIED

(c) Moved by Ald. Travers,
Seconded by Ald. Timmins,

That By-Laws 5 to 8 be given their third reading.

CARRIED

(1) A By-Law to authorize the reconstruction of the King Street pavement between Queen and Princess Street, under the provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READING) (PROPOSED NO. 8945)
Clause 4, Report No. 111, 1976.

CARRIED

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the provisions of the Highway Traffic Act", (Clauses 1 and 6, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8946)
Clauses 1,9 &10) Report No. 113, 1976

CARRIED AS AMENDED

BY-LAWS (cont'd.)

(3) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters", (Clauses 2,3, & 4, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8947)
Clauses 3 & 4, Report No. 113,1976

CARRIED

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act", (Clause 4, Report No. 113).

(FIRST AND SECOND READING) (PROPOSED NO. 8948)
Clause 5, Report No. 113, 1976

(Not presented since Clause 5 was defeated)

(Subject to the approval of the Ministry of Transportation and Communications)

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 8, 1976.

(THREE READINGS) (PROPOSED NO. 8949)
City Council Meeting No. 24

(6) A By-Law to amend By-Law No. 8619, "A By-Law to Authorize the Construction of a 36 inch Diameter Storm Overflow Extension Into the Harbour at the Foot of West Street (GENERAL RATE)".

(THIRD READING) (PROPOSED NO. 8922)
Clause 14(a), Report No. 98, 1976

CARRIED

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (zoning) By-Law of The Corporation of the City of Kingston", (rezone 0.76 acre located at the foot of Brock Street from C Commercial to OS3 Harbour Open Space).

(THIRD READING) (PROPOSED NO. 8938)
Clause 1(b), Report No. 106, 1976

CARRIED

(8) A By-Law to Amend the Official Plan of The City of Kingston Planning Area (Amendment No. 87: Redesignate the Wharf at the Foot of Brock Street From Commercial To Transportation).

(THIRD READING) (PROPOSED NO. 8937)
Clause 1(a), Report No. 106, 1976

CARRIED

MOTIONS

Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

Council adjourned at 11:15 P.M.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *George N. Speal*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 25

A Special Meeting of City Council was Held in the Council Chamber at City Hall on Friday, November 12, 1976, at 5:30 P.M. Acting Mayor Gerretsen presided.

ROLL CALL

Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb, Ald. Allmark arrived at 5:35 P.M. (14)

REPORTS

Ald. Keyes presented Report No. 113A of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Timmins, that Report No. 113A of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 113A

November 9, 1976.

To the Mayor and Aldermen:

The City of Kingston Planning Board Reports and Recommends as follows:

1. That By-Law 8950 "A By-Law to Regulate the Use of Certain Lands and Buildings and Structures in the City of Kingston for Senior Citizens Apartments (South-west Corner of Rideau and Ordnance Streets)" as set forth on the attached Schedule "A" be approved.

   CARRIED 12:2
   (Ald. Mackenzie, Ald. Hawkins Opposed)

2. That Council does hereby certify that By-Law No. 8950, "A By-Law to Regulate the Use of Certain Lands and Buildings or Structures in the City of Kingston for Senior Citizens Apartments (South-west Corner of Rideau and Ordnance Streets)", is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 85, which has not yet been approved by the Minister.

   CARRIED

Respectfully Submitted

(signed) Ken Keyes (Chairman)
Judith Mackenzie
K.W. Matthews
Lois Miller
D.G. Timmins

* * *

UNFINISHED BUSINESS

Moved by Ald. Webb, Seconded by Ald. Timmins, that the rules of procedure be suspended to include "Unfinished Business" as part of the Agenda.

CARRIED

Ald. Webb said that consultants recommendations in the N.I.P. area for traffic patterns were so drastic that many people in the area were upset. Bennetts Grocery will be blocked off at all points of access. The report was so important it should be considered at the next Transportation Committee meeting. Mr. Linseman should contact Mr. Clements about the report.

Acting Mayor Gerretsen said that the Transportation Committee should not deal with the report until Planning Board has referred it to the Committee.

Ald. Matthews said there will be a public meeting and the report will then go to the Planning Board, Transportation Committee and Council.

Ald. Keyes said that the De Leuw Cather report was only a preliminary one and had been presented to the N.I.P. Committee for in-put and that P.U.C. had reacted prematurely. De Leuw Cather will take the comments of the N.I.P. citizens and bring in a final report to the Technical Committee in November and to Planning Board and Council in January of 1977.

Ald. McArthur said that one of the candidates opposed the report at a public meeting and he had opposed it.

BY-LAWS

(a) Moved by Ald. Keyes,
Seconded by Ald. Matthews,

That By-Law #8950 be given its first and second reading.

CARRIED 12:2
(Ald. Hawkins, Ald. Mackenzie Opposed)

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law No. 8950 its third reading.

CARRIED 12:2
(Ald. Hawkins, Ald. Mackenzie Opposed)

(c) Moved by Ald. Matthews,
Seconded by Ald. Miller,

That By-Law #8950 be given its third reading.

CARRIED 12:2
(Ald. Hawkins, Ald. Mackenzie Opposed)

A By-Law to Regulate the Use of Certain Lands and Buildings or Structures in the City of Kingston for Senior Citizens Apartments (South-West Corner of Rideau and Ordnance Streets).

(THREE READINGS) (PROPOSED NO. 8950)
Clauses 1 & 2, Report No. 113A

CARRIED

MOTIONS

(1) Moved by Ald. Timmins,
Seconded by Ald. Travers,

That Council do now adjourn.

Council adjourned at 6 P.M.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *J.P. Gerretsen*
Acting Mayor

Local Govt.

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council Will be Held in the Council Chamber at City Hall on Monday, November 22, 1976, at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 23, held on October 25, 1976, No. 24, held on November 8, 1976 and No. 25, held on November 12, 1976.

COMMUNICATIONS

To Be Filed

(684) From John R. Rhodes, Minister of Housing granting his approval to amend the City of Kingston Neighbourhood Improvement Program Redevelopment Plan by deleting the provision for acquisition of 9-11-13-15-21 Charles Street, as expressed in the City of Kingston By-Law No. 8925.

(685) From F. Thomas Mill, Architects Consortium for the Onshore Olympic Sailing Facilities, advising that they have initiated plans to submit a selection of presentation photographs and sketches of the Onshore Olympic Sailing Facilities, to a number of Architectural Journals for subsequent publication and are also entering the project in the O.A.A.'s Annual Design Competition.

(686) From the Bureau of Municipal Research, Questions for Electors, 1976.

(Copies have been distributed to all Members of Council)

(687) From the Bureau of Municipal Research, a paper on "The Federation of Canadian Municipalities: In Search of Credibility".

(Copies have been distributed to all Members of Council)

(688) Copy of *Background* dated October 22, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(689) Copy of *Background* dated October 29, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

(690) From The Children's Aid Society of The City of Kingston and County of Frontenac, copy of their Newsletter for October 1976, Volume 7, No. 1.

(691) From the Honourable Barney Danson, Minister of State for Urban Affairs, his remarks at"The Second Economic Committee of the XXXI Session of the United Nations General Assembly, New York, October 25, 1976, *'Habitat'*".

(692) Copy of an Order of the Ontario Municipal Board, dismissing an APPEAL in accordance with an agreement filed with the Board and dated July 16, 1976, from a decision of the Committee of Adjustment granting an application by Helen Mary Cunningham for consent to convey lands being composed of part of Lot 22, Concession 1.

(693) From Mr. F.A. Curtis, Assistant Professor, School of Urban and Regional Planning, advising of a presentation and discussion being held December 1, 1976, at McArthur College, Room B101, at 7:30 P.M. Little Cataraqui Creek.
(Copies have been distributed to all Members of Council)

(694) Copy of the 1975-1976 Annual Report of the Public Works and Engineering and Garbage Departments.

Which Has Been Referred to Gardiner Roberts

(695) Copy of a letter to Weir & Foulds, Barristers and Solicitors, acknowledging receipt of an original and one copy of Notice of Arbitration between Basil D. Keane and Clair Z. Keane and The Corporation of the City of Kingston. - Land Acquisition - Portsmouth Harbour.

(696) From The Corporation of the Town of Oakville requesting that Council endorse the following petition:

WHEREAS the current Liquor Control Act as recently amended prevents only the actual consumption of alcohol in public parks; and

WHEREAS this has led to young people sitting on cases of beer in parks and conservation areas with open bottles boldly in view; and

WHEREAS it has been reported that winos taunt Police and offend the public by openly displaying the alcohol in thier possission in certain public areas; and

COMMUNICATIONS (cont'd.)

Which Has Been Referred to Gardiner Roberts (cont'd.)

(696) (cont'd.)

WHEREAS the young people often reach the parks where they are doing their drinking by authomobile and thus will likely be driving away while under the influence; and

WHEREAS the Police, because of manpower shortages and policy decisions cannot wait for those they suspect may be drinking to drive away, and have limited time for surveillance and adequate patrol; and

WHEREAS municipalities are not empowered to forbid the possession of alcohol in parks

THEREFORE, BE IT RESOLVED that the Attorney General be petitioned to review the current situation and attendant problems with those responsible for enforcement, and to introduce without unnecessary delay amendments to the Liquor Control Act which will make possession of open bottles or cases of alcoholic beverages in other than residences, temporary or permanent, and licensed premises illegal; and to permit municipalities, conservation authorities and other public bodies to prohibit the possession of alcoholic beverages in public parks and areas.

Which Has Been Referred to Planning Board

(697) From J.P. Long, Municipal Land Officer, Municipal Land Development, thanking Mr. McKibbon for his letter of October 14 indicating Council's interest in participating in the Municipal Land Development program in 1977.

To Be Referred to Community Services

(698) From The City of Windsor, requesting Council's support of the following motion:

WHEREAS the Federal and Provincial governments have recognized the wisdom of encouraging a broad base for the funding of election campaigns, and have implemented measures which

(1) place upper limits on the donations to campaigns

(2) provide for independent auditing of the finances of campaigns

(3) provide for the publication of the financial aspects of election campaigns

(4) provide contributors to election campaigns with tax credits based on the contributions; and

WHEREAS municipal election campaigns in larger cities can be very costly to the candidates involved, thus discouraging less affluent candidates, and

WHEREAS in particular, the availability of tax credits to contributors to federal and provincial campaigns, but not to municipal campaigns, tends to make fund-raising even more difficult at the municipal level, with the result that municipal campaigns are further down-graded at a time when public interest in municipal campaigns is already low,

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services (cont'd.)

(698) (cont'd.)

THEREFORE BE IT RESOLVED that the Ontario Provincial Government be petitioned to enact legislation to provide for:

(1) limits on the size of donations from a dingle source

(2) independent verification and publication of the finances of campaigns, and

(3) tax credits to contributors

for municipal election campaigns in the Province of Ontario, at least in the large urban municipalities, and

BE IF FURTHER RESOLVED that the Federal Government be petitioned to cooperate with the Provincial Government in this task, with particular reference to the granting of tax credits at the federal level, and that copies of this resolution be forwarded to all Ontario members of Parliament, all members of the Ontario Legislature, and all Ontario municipalities with a population over 50,000 for their endorsation and support.

(699) From the Ministry of the Solicitor General of the Province of Ontario, suggesting it is probably appropriate at this time, because of the enactment of the Ontario Building Code, that each municipality review its present licensing and regulating By-Law for public halls.

(700) From the Corporation of the Town of Wallaceburg requesting that Council endorse the following resolution:

WHEREAS the Federal Government has passed legislation to provide for the establishing of the Anti-Inflation Board and Anti-Inflation guidelines to control certain prices and wages in the Dominion of Canada.

AND WHEREAS these guidelines exclude Natural Gas and other petroleum resources;

AND WHEREAS by agreement with the Federal Government, the Province of Ontario, its municipalities and agencies are bought within the jurisdiction of the Anti-Inflation Board;

AND WHEREAS Ontario Hydro, a Crown Corporation of the Province of Ontario has sought and been granted by the Ontario Energy Board a rate increase of 30.3% on energy being marketed in Ontario;

NOW THEREFORE be it resolved that the Council of the Corporation of the Town of Wallaceburg petition as follows:

1. That the Government of Canada be requested to review and amend the legislation enacting the Anti-Inflation Program to include all wages and all prices so as to include controls for all user charges and other exempted rates, tarriffs, etc., including natural gas and other petroleum resources.

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services (cont'd.)

(700) (cont'd.)

2. That the Government of the province of Ontario be requested to review and amend its policies respecting application of the Anti-Inflation guidelines so as to include rates charged by Ontario Hydro and other Crown Corporations.

3. That this resolution be forwarded to the Government of Canada and the Government of the Province of Ontario with copies and a request for endorsement to all municipalities in Ontario.

Which Has Been Referred to Community Services

(701) From Mrs. Irene Mooney, asking if By-Law 8 could be suspended until appropriate amendments could be submitted for consideration.

To Be Referred to Finance

(702) From Bell Canada, copy of a Request for Increase in Rates which Bell Canada has filed with the Canadian Radio-Television and Telecommunications Commission.

To Be Filed

(703) Copy of *Background*, dated November 5, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.
(Copies have been distributed to all Members of Council)

(704) Copy of *Background*, dated November 12, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

(705) Copy of their Newsletter dated October, 1976, from the Municipal Liaison Committee.

(Copies have been distributed to all Members of Council)

(706) From James Snow, Minister of Transportation and Communications, for the Province of Ontario, advising of the following recent changes in the organization of the Ministry which most directly affect Municipalities:

1) Mr. A.A. Ward, formerly Director of the Municipal Transportation Branch, has, at his request, been assigned to other duties in the Eastern Regional Office at Kingston.

2) Mr. T.G. Smith has been appointed Director, Municipal/Provincial Transportation Branch at Head Office.

3) Mr. G.R. Browning will be Manager, Municipal Roads Office, Head Office.

4) Responsibility for operational activities has been decentralized to the regional offices. For Kingston, the Regional Director is Mr. W.G. Wigle.

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(706) (cont'd.)

5) Mr. L.R. Kidman will be Manager, Municipal Transit Office, Head Office

(707) From Lily Inglis & Wilfred Sorensen, Associated Architects for Kingston Public Library, advising of the total cost of heating equipment using oil as fuel for the new library. ($13,310.00)

(708) From Anna L. Harper, a resident of Kingston, expressing her gratitude and satisfaction regarding the new sidewalk on Maitland Street.

To Be Referred to Planning Board

(709) From Gerald Hodge, A.I.P., referencing the zone change application for the Kingston Yacht Club, and stating the proposed amendment is not good planning and the Council should not accept Planning Board's proposal but rather return it to the Board for thorough analysis of the need for such changes and for public discussion.

Which has been Referred to Planning Board

(710) From Bernard J. Hodgston submitting a Zone Change Application for property located at 545 Macdonnell Street to permit the operation for the selling of new and used automobiles.

To Be Referred to Parks and Recreation Committee

(711) From W.D. Sauder, Manager, Acquisition & Disposal, Property Services, Recommending that the lands at the foot of Union Street be sold to the City, for the nominal sum of $1.00, and request an Order-In-Council authorizing issue of Letter Patent to transfer title.

To Be Referred to O.M.B.

(712) From Mr. J.Lorne McDougall, 253 Albert Street, objecting to the proposal by the City to purchase the 35 acre site north of the Bath Road and east of Little Cataraqui Creek for the sum of $500,000.

To Be Referred to Community Services Committee

(713) From B.R. Barrett for the Kingston District Rod and Gun Club stating that they cannot support the petition to Preserve Ontario Pickerel as they have tried it and rejected it 20 years ago.

Which Has been Referred to Transportation Committee

(714) From D.A. Gordon, A.M.C.T., Township of Kingston, stating that Mr. Stephens of the Industrial Commission was objecting to a recent By-Law by the Township to rezone a small parcel of land of 4½ acres for the purpose of allowing the construction of a second dwelling on the 4½ acre lot to allow a caretaker to reside on the property. Township Council feels that this matter has been represented incorrectly and requests that the matter be reconsidered by the Industrial Commission and the objection withdrawn.

To Be Filed

(715) From Douglas L. Hardtman, Hardtman and Martin, Barristers and Solicitors, referencing the Registration of Documents- By-Laws Designating Buildings of Historic or Architectural Interest. See By-Law No. 8958.

PETITIONS

REPORTS

REPORT NO. 115

To the Mayor and Aldermen November 9, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. That the plans submitted by Superior Propane Limited for the construction of a one-storey building for an office and showroom to be located on a 2.1 acre site, on Division Street at Dalton Avenue:

   Plan SP-750-2 - Plot Plan - Revised Oct. 28/76
   Plan SP-1975 - Elevations - October 26/76

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) *that development be in accordance with the above listed plans;*

   (b) *that the exterior material on the east (front) elevation which is proposed to be vertical metal siding be changed to brick or stone extending from ground level to roof line except for those areas above and below the windows which shall remain metal siding;*

   (c) *that the landscaping plan be subject to approval of the Parks and Recreation Department;*

   (d) *that all free standing signs be subject to City approval;*

   (e) *that this Agreement shall supersede and replace the agreement between the City of Kingston and Superior Propane Ltd. dated June 13, 1961 applicable to the subject property.*

   (f) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

2. That the plans submitted by Friendship Construction Co. Ltd. for the construction of a one-storey construction workshop and office to be located on 0.8 acres located on Railway Street 650 ft. east of Division Street:

   Plan SK-1 - Proposed Office and Shop - Oct. 15/76

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) *that development be in accordance with the above listed plan;*

   (b) *that a landscaping plan shall be submitted within one year for City approval;*

   (c) *that the property be adequately graded and drained to protect the adjacent P.U.C. substation from the flow of surface water;*

   (d) *that coloured metal siding be substituted for the stucco panels which are located between the windows.*

2. (cont'd)

(e) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

3. That the plans submitted by C.A. Smith (Huron Chemicals) for the construction of a 25 ft.± high structure to be located on a 2.0± acre site on the north side of Don Street just west of Dalton Avenue:

Plan #1 - Site Plan - August 25, 1976
Plan #2 - Elevations - October 6, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) *that development be in accordance with the above listed plans;*

(b) *that a landscaping plan be submitted for City approval within one year;*

(c) *that all construction and manufacturing processes meet existing fire protection regulations to the satisfaction of the City of Kingston Fire Department;*

(d) *that all waste products which result from manufacturing processes on this site meet the standards of the City of Kingston's Industrial Waste By-Law and of the Ministry of the Environment;*

(e) *that coloured metal siding be substituted for the stucco panels which are located between the windows;*

(f) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

4. That the plans submitted by Mario Gencarelli and Gencarelli Enterprises for the construction of a 4,030 sq. ft. two-storey restaurant to be located on a 0.32 acre site on Princess Street @ Nelson Street, dated July 27, 1976 and revised October 8, 1976 and October 26, 1976:

Plan A-1a - Site & Floor Plan
Plan A-2 - Elevations

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) *that development be in accordance with the above listed plans;*

(b) *that a 4½ ft. high masonry wall be constructed along all boundaries of the site which abut residentially zoned property except for the westerly 6 ft. adjacent to Nelson Street;*

(c) *that notwithstanding the fact that the Nelson Street parking lot entrance is 13 ft.± closer to the intersection with Princess Street than is required by By-Law 10, and exemption for this property be granted subject to the approval of the Transportation Committee.*

4. (cont'd)'

(d) *that the development be implemented in two phases as follows (see Plan A-1a):*

Phase I - 54 ft. x 29 ft. - 10", two-storey addition with a minimum of 14 parking spaces limited to the existing commercial zone;

Phase II - 31 ft. x 27 ft. one-storey triangular addition plus parking on residential lot at 209 Nelson Street;

AND FURTHER, that a building permit may be issued for Phase I prior to approval of the amendment to by-law 8499 permitting restaurant parking at 209 Nelson Street, on the condition that structures at 209 Nelson Street are demolished prior to occupation of Phase I.

(e) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

5. That the account of W. Baird Photography Ltd. in the amount of $540.35 in connection with Volume IV, Buildings of Architectural and Historic Significance, be authorized for payment.

6. WHEREAS the Ontario Home Renewal Program has been extended to cover rental accommodation occupied primarily by low and moderate income earners under the title of Ontario Home Renewal Program (Rental); and

WHEREAS it is desirable that the City of Kingston participate in this Program;

THEREFORE BE IT RESOLVED that an application be made to the Ministry of Housing for a Grant under the Ontario Home Renewal Program (Rental) in the amount of $250,000 for the fiscal year ending March 31st, 1977.

7. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for the acquisition of 410-412 Bagot Street, a vacant property formerly used for commercial purposes and now zoned for one and two-family residential under By-Law 8499; and

WHEREAS the owners have refused to negotiate for the sale of the property to the City and have objected to the residential zoning to the Ontario Municipal Board and it is desirable to have the zoning decided which will affect the value of the property;

THEREFORE BE IT RESOLVED that the Redevelopment Plan be amended as follows:

Section I

p. 49 - Recommendation #9 is amended by deleting 410-412 Bagot Street - Commercial Industrial site - Molly Cohen.

p. 52 - Map 15 is amended by deleting the shaded areas at 410-412 Bagot Street.

p. 53 - Is deleted.

7. (cont'd)

p. 69 - Recommendation #11 is amended by deleting 410-412 Bagot Street.

p. 71 - Recommendation #11 is amended by deleting 410-412 Bagot Street.

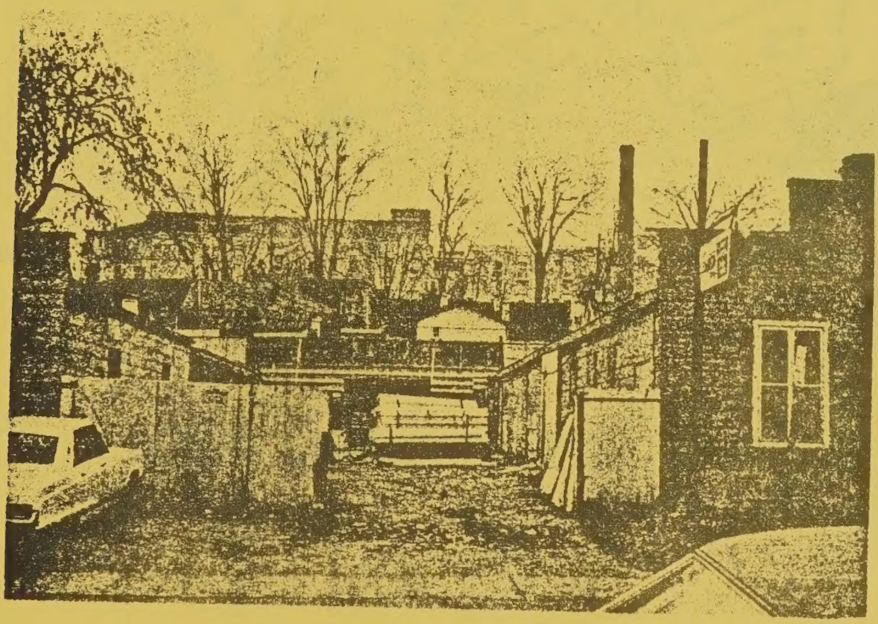
p. 91 - Is amended by adding the following:

410-412 Bagot Street -

This property is owned by Molly Cohen. The property is not at present in use and is offered for sale or lease. It was previously occupied as a commercial-industrial site. It is proposed that this property be cleared and included in any redevelopment of the abovementioned property at Montreal and Bay Streets. Such an inclusion would increase the area of land available for infill housing, recreation and parking uses, and also provide access to the site from Bagot Street. Furthermore, the acquisition of this property will remove a non-conforming use for the area as the new Zoning By-Law zones this property A, one and two-family residential.

It is recommended that 410-412 Bagot Street be acquired under the Neighbourhood Improvement Program, Section II, Phase IV and that the property be developed for residential purposes.

Recommendation #18



p. 93 - Is amended by adding the following:

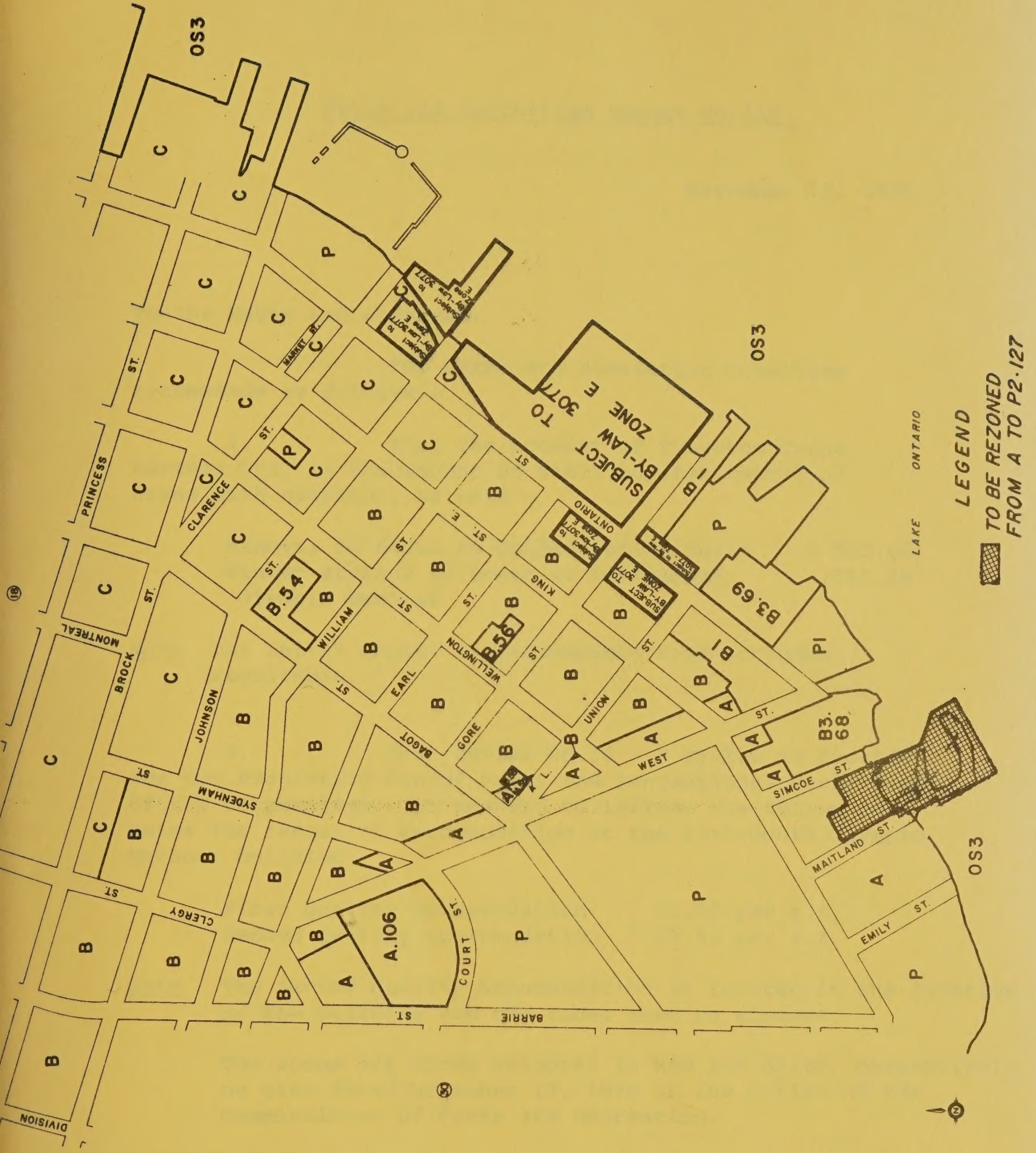
17. It is recommended that 410-412 Bagot Street be acquired under the Neighbourhood Improvement Program, Section II, Phase IV and that the property be developed for residential purposes.
(page 91)

and by adding as p. 94 the attached Map 26a.

Respectfully Submitted,

CHAIRMAN.

SCHEDULE 'A'
BY-LAW NO. ______
DATED ______


OS3
C
P
Subject to By-Law 3077 Zone E
SUBJECT TO BY-LAW 3077 ZONE E
OS3
LAKE ONTARIO
B3.69
B3.68
PI
BI
B.54
B.56
A.106
A
B
P
PRINCESS ST.
CLARENCE ST.
MARKET ST.
ONTARIO ST.
KING ST.
WELLINGTON ST.
BAGOT ST.
WILLIAM ST.
EARL ST.
GORE ST.
UNION ST.
WEST ST.
SIMCOE ST.
MAITLAND ST.
EMILY ST.
MONTREAL ST.
BROCK ST.
JOHNSON ST.
SYDENHAM ST.
CLERGY ST.
COURT ST.
BARRIE ST.
DIVISION
18
38

LEGEND
▨ TO BE REZONED FROM A TO P2·127

MAP 31

BY-LAW Nº 8499
JULY 28, 1975
REVISED ______

Parks and Recreation Report No.116

November 12, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the account of Kingston Crane Rentals Ltd, in the amount of $1612.50, for rental of crane with operator, be paid -

Removal of docks at Confederation Basin	$ 560.00
Winter storage of boats at Portsmouth Olympic Harbour	1052.50

Note The latter amount is recoverable from accounts receivable.

2. That By-law No.19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the following rates for rental of accommodation at the Portsmouth Olympic Harbour building -

First quality accommodation	$5.00 per s.f.
Second quality accommodation	$3.50 per s.f.

Note The Second Quality Accommodation is located in the interior of the building and the rooms have no windows.

The rooms are shown coloured in RED and GREEN, respectively, on plan dated November 12, 1976 in the Office of the Commissioner of Parks and Recreation.

Respectfully submitted,

Chairman

Public Works Report No. 117

November 15, 1976

To the Mayor and Alderman

The Public Works Committee recommends as follows -

1. that the resolution of the City of London attached hereto as Schedule "A", be endorsed.

2. That the sanitary sewers constructed in King St from Manhole #7 easterly to George St and in George St from King St to O'Kill St by M.Sullivan and Sons Ltd., as part of the Health Science Complex project, be accepted for future maintenance by the City of Kingston subject to the Kingston General Hospital assuming responsibility for guaranteed maintenance up to and including April 15, 1977.

3. That the quotation of Underwater Tel-Eye Canada (1975) Ltd., to carry out television inspection of gravity sewers in Mohawk Place, Gilmoure Avenue, Portsmouth Avenue, Fairview Road, Hillendale Avenue, Phillips Street and Elmwood Street in accordance with specifications prepared by the City Engineering Department at a cost of $405.00 per eight hour day for a total of nine days, be accepted being the lowest quotation received, and since the work will not commence until January 1977 the funds for the work in Account 314-87 - Contributions from Revenue Fund - Drainage - be placed in a Reserve Fund Account.

Note By postponing the work $630.00 will be saved.

4. That, since the Developer of Terraceview Subdivision is required under the terms of the Subdivision Agreement to provide additional drainage capacity under the main line tracks of the Canadian National Railways at his expense, and since it will be necessary for the City to obtain Railway approval of the work, application be made to the Railway for permission to insta three culverts under their tracks in accordance with construction drawings prepared by the City Engineering Department.

Note The Railway has requested that Council authorize the submission of the application for approval of the work.

............/2

5. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - Parkway Motor Sales be authorized to drain storm water from their car lot at 641 Princess St to the Victoria St combined sewer by means of constructing a catch basin to connect to an existing sewer lateral which previously served the house at 575 Victoria St which has been demolished, subject to the following conditions -

a) the outlet from the catch basin shall be restricted to a size of two inches in diameter.

b) the City shall have the right to require that the outlet from the catch basin be reduced in size if it is found that the volume of discharge is adversely affecting the capacity of the combined sewer.

c) the City shall have the right to inspect the storm water disposal facility on the property at 641 Princess St.

d) the Owner shall discontinue the disposal of storm water into the combined sewer when sewer separation takes place and make connection to the storm sewer.

Respectfully submitted,

Chairman

THE CITY OF LONDON, ONTARIO, CANADA
DEPARTMENT OF THE CITY CLERK

'5796'

17-9 (Ministry of Environment)

Sept. 21/76

300 Dufferin Avenue
P.O. Box 5035, London N6A 4L9
Telephone 679-4530

In Reply Please Refer To: A

Our ______________

Attention ______________

Telephone ______________

W. S. ROSS, B.A., City Clerk
P. C. McNORGAN, A.M.C.T., Deputy City Clerk
K. W. SADLER, A.M.C.T., Assistant City Clerk

September 8, 1976

The Honourable George A. Kerr, Q.C.
Minister of The Environment of Ontario
135 St. Clair Avenue W.
Toronto, Ontario
M4V-1P5

Honourable Sir:

I hereby certify that the Municipal Council, at its session held on September 7, 1976, resolved:

2. (a) That, on the recommendation of the City Engineer, the Minister of The Environment of Ontario the Honourable George A. Kerr, Q.C. be requested to recommend to the Lieutenant Governor-In-Council that the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Section 42 of "The Ontario Water Resources Act" insofar as new storm and sanitary sewers or their replacements are concerned, with the final approval of such installations being vested in the City of London;

(b) That the said Honourable Minister be requested to recommend to the Lieutenant Governor-In-Council that the Public Utilities Commission of the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Sections 41(1) and 41(3) of "The Ontario Water Resources Act" insofar as new waterworks or their replacements are concerned, with the final approval of such installations being vested in the Public Utilities Commission of the City of London;

(c) That the said Honourable Minister be requested to consider recommending to the Lieutenant Governor-In-Council that those same exemptions as outlined in parts (a) and (b) above be granted to all local Municipalities in the Province that have retained the services of professionally qualified engineers either on a consultative or a staff basis;

(d) That copies of this resolution be forwarded to the local members of The Legislative Assembly of Ontario for their consideration and support of parts (a) and (b) herein, to all local Municipalities in the Province having

populations greater than 25,000 for their consideration and endorsation of part (c) herein, and to the Association of Professional Engineers of Ontario for its consideration and support. (23.17.4) (2/14/EPSC)

Yours truly,

W. S. Ross
City Clerk
/gh

c.c. Mr. M. Shore, M.P.P.
M.P.P.

REPORT NO. 118

To the Mayor and Aldermen:

November 17, 1976

The Transportation Committee reports and recommends as follows:

1. That the wording in the report received from M.M. Dillon Limited, Consulting Engineers on preliminary cost estimates concerning future airport improvement projects be changed from "Proposed Extension" of Runway 24 to read "Proposed Extension for Future Consideration" and that an application be submitted to Transport Canada and the Ministry of Transportation and Communications for subsidy in connection with the proposed runway reconstruction and passenger operations building at the airport;

   - and -

   That an application be made to the Ministry of Transportation and Communications for subsidy in connection with a passenger operations building functional study, it being noted that if the application is approved by M.T.C., and accepted by the 1977 Council, provision of the City's share of the $2,500 cost ($500) would have to be made in the 1977 airport budget.

2. That the action of the Commissioner of Industries in filing an objection to Kingston Township By-Law 76-47,which would permit additional residential development in close proximity to the airport, be endorsed.

   (Alderman Gerretsen opposed)

3. That the Corporation of the City of Kingston lease the south half of Hangar No. 5 to Survey Modification Incorporated for a five year period commencing January 1, 1977 to carry on a business of aircraft maintenance and air-frame modification at a rental of $500 per month;

   - and -

   That the company will prepare a schedule of further improvements to the building and the value of such improvements will not be less than $800 per month.

4. That By-Law No. 10 be amended to permit the installation of the driveway off Nelson Street 36 feet from the north side of Princess Street.

5. That due to severe traffic problems resulting from double parking and parking in loading zones, double parking fines be increased from $5.00 to $20.00 and loading zone violations be increased from $5.00 to $10.00.

   (Passed unanimously)

6. That a street light and "no stopping" signs be installed in the Cowdy Street laneway (Kingcole).

7. That the portion of Cassidy Street, which is physically part of the Montreal Street realignment, be renamed to Montreal Street and numbered accordingly.

8. That the fifteen minute parking area be extended to the east by thirty-five feet on the south side of Concession Street to the eastern property line at 56 Concession Street.

9. That parking be prohibited on the west side of Kingscourt Avenue between Kirkpatrick Street and Ruskin Street, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m.

10. That parking be prohibited on Kingscourt Street from Concession Street for a distance of 95 feet on the east side and 100 feet on the west side.

The Transportation Committee may present the following clauses:

11. That the account of Domtrec Limited, in the amount of $611.93 for four KEEP RIGHT illuminated signs, be approved for payment.

12. That the proposal of J.J. MacKay Canada Limited, to supply 37 twin and 93 single new maximum security type, manually operated parking meters be approved at a cost of $26,731.26 including Federal tax to be paid over a three year period in three equal installments of $8,910.42 plus interest at the current Canadian Chartered Bank interest rate. The 1976 budget provides $9,897.00 for the first installment.

13. Whereas the Concept Plan for a proposed residential subdivision submitted by Dacon Corporation Ltd. to the Ontario Ministry of Housing for approval shows the extension of Henderson Boulevard and two unnamed streets intersecting a north/south arterial road which crosses the airport property; and,

Whereas the present and future development of the airport property should be considered; and

Whereas the future residential public should also be protected;

It is, therefore, recommended that the proposed subdivision not be approved.

Respectfully submitted,

CHAIRMAN

November 18, 1976.

REPORT NO. 119

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the account of the Trophy House for long service medals and bars for members of the Fire Department in the amount of $732.66 be approved for payment.

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for canned goods for Rideaucrest Home as summarized in Tender No. 76-54 being the lowest or one of the lowest tenders received with the exception of spinach which will be purchased from Hickson-Langs being the second lowest bidder as the lowest bidder tendered on the wrong quantity at a total revised cost of $12,190.60 summarized as follows:

Hickson-Langs	$5,958.85
Kingston Creamery Ltd.	1,930.00
National Grocers	784.00
Signet Distributors	3,517.75
	$12,190.60

3. That the following resolution of the City of Orillia BE ENDORSED:

"WHEREAS there are ever increasing incidents of vandalism and malicious damage being reported to police departments throughout Ontario;

AND WHEREAS a day does not pass when such incidents are not reported in the media;

AND WHEREAS the citizens of Ontario are expressing their concerns over such senseless incidents to their police departments, local municipal councils, M.P.P.'s and the media;

AND WHEREAS it is time to act swiftly and surely to control this increasing purge on the citizens of this Province;

AND WHEREAS in the opinion of this Council the Provincial Courts should be instructed to deal severely with such matters that come before them.

THEREFORE BE IT RESOLVED:

1. That the Attorney General for the Province of Ontario be requested to give serious consideration to recommending changes to the laws and regulations of Canada and the Province to

   a) require the courts to deal severely with acts of vandalism and malicious damage that come before them;

   b) require the Courts to impose restitution orders on persons convicted of such acts;

   c) require the Courts to impose increasingly severe fines and/or jail terms on persons convicted of more than one act of vandalism or malicious damage".

4. That the Property Standards By-Law be amended to provide that every building or part of a building which is rented or leased as dwelling or living accommodation and which, as between the tenant or lessee and the landlord, is normally heated by or at the expense of the landlord shall, between the 15th day of September in each year and the 1st day of June of the following year, be provided with adequate and suitable heat by or at the expense of the landlord; and for the purposes of this by-law "adequate and suitable heat" means that the minimum temperature of the air in the accommodation which is available to the tenant or lessee is 70° Fahrenheit.

Respectfully submitted,

CHAIRMAN.

November 17, 1976.

REPORT NO. 120

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by R.P.A. Consultants Limited, the account of Panther Engineering Construction Ltd. in the amount of $693.07 for clean up of water damage due to air conditioner problems be approved for payment.

   (Note: This was provided for in previously committed funds.)

2. That a by-law be presented to Council to provide for the establishment of the Kingston Community Memorial Centre, the swimming pool and the Harold Harvey Arena as recreation centres under the provisions of the Community Recreation Centres Act, 1974.

   (Note: This was recommended by the Kingston Community Memorial Centre Board as it will enable the centres to be eligible for Provincial Government grants.)

3. That, as recommended by the City of Kingston Planning Board, the City's share of unexpended funds in the Neighbourhood Improvement Program as at December 31st 1976 be placed in reserve.

   (Note: It is estimated that $441,626 will be uncompleted or unexpended by the end of December, 1976. 2/3 vote of the members of Council i.e. 10 is required.)

4. WHEREAS the City of Kingston contributed $100,000 to the Kingston Olympic Public Events Committee for cultural events during 1976;

   AND WHEREAS it is estimated that there will be approximately $20,000 left unexpended;

   AND WHEREAS during 1977, the City of Kingston will host the following activities during July and August and it is believed that there should be a cultural program during this period:

   CORK, CYA Women's Canadian Championships, CYA Youth Canadian Championships and Albacore (World Championships);

   THEREFORE BE IT RESOLVED that the estimated amount of $20,000 left unexpended from the City's contribution of $100,000 for cultural events during 1976 be placed in a reserve fund for Festival Kingston 1977.

   (2/3 vote of the members of Council required i.e. 10.)

5. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 6 in the amount of $597.45 for provision for future electrical outlets at the Bishop's House be approved it being noted that this will be charged to the Contingency Allowance in the contract.

   (Note: This will leave an amount of $57,075.15 in the contingency sum in the contract.)

6. That, as recommended by Lily Inglis and Wilfred Sorensen, Architects, and approved by the Kingston Public Library Board, Change Order No. 7 in the amount of $162.00 representing a credit to the Contingency Allowance in the Contract be approved it being noted that this credit resulted from a change in the parking area exhaust fan.

(*Note: This will result in a balance of $57,234.25 in the contingency sum in the contract.*)

7. WHEREAS Council approved by Clause 5, Report No. 87, Solution "D", as set out in Schedule "A" to that report, to raise the new Public Library Building by 1' 0" at a preliminary estimated cost of $9,762, in principle, on the understanding that every attempt would be made to ensure that all changes would be kept to a minimum cost and that precise quotations would be submitted for approval as soon as available;

THEREFORE BE IT RESOLVED that as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 8 in the amount of $12,723.17 to raise the height of the new Kingston Public Library Building by 1' 0" to avoid removal of rock found on the site be approved it being noted that this will be charged to the Contingency Allowance in the contract.

(*Note: This will leave a balance of $44,510.98 in the contingency sum in the contract.*)

8. That, as recommended by the Public Works Committee, the following budget transfers be approved:

Amount	From	To
$40,000	Maintenace of Sewers	Winter Control
$15,000	Water Pollution Control Plant	Winter Control
$15,000	" "	Engineering - Salaries.

9. That the Bureau of Municipal Research 1977 Membership Fees in the amount of $350.00 be paid.

10. That during the month of December there will be only one regular Council meeting to be held on December 13th.

11. That, as recommended by R.P.A. Consultants Limited, the account of Panther Engineering and Construction Ltd. in the amount of $1,453.06 for servicing of sewage pumps at the dockside pump-out station at the request of COJO, be authorized for payment.

(*Note: This was provided for in previously committed funds.*)

12. That the account of Mr. D. L. Hardtman, Q.C., City Solicitor, in the amount of $803.45 for attendance at the Court Hearing with regard to the application of Mississauga Apartments Limited and Arthur Britton Smith for a court order by way of mandamus for issuance of a building permit for 63 unit apartment building on Parts of Lot 16 and 17, Concession 2, City of Kingston be approved for payment.

13. That, as recommended by the Parks and Recreation Committee, the sum of $1,500 be transferred from City Property - Account 3215 - "Capital Expenditures - Division Street Shop" to Parks Account 421-85 "Equipment" for the purchase of a new snow plow blade.

14. That, as recommended by the Parks and Recreation Committee, the Kingston Jaycees be leased approximately 90 s.f. of non-prime office space at the Portsmouth Olympic Harbour Building at an annual rental of $3.50 per s.f. for a period of five years with the option to renew.

15. That, as recommended by the Parks and Recreation Committee, Brigantine Incorporated be leased 85 s.f. of office space at the Portsmouth Olympic Harbur building at an annual rental of $3.50 per s.f. for a period of five years with the option to renew.

16. That the account of Ross McMahon Real Estate Broker for the appraisal of Part Lots 15, 16 & 17, Concession 2, City of Kingston (Annexed Area) Little Cataraqui Creek Properties from Bath Road to Princess Street in the amount of $1,750.00 be approved for payment.

17. That the City accept the offer of The Organizing Committee of the 1976 Olympic Games (COJO) to transfer to the City the ownership of COJO equipment used during the Olympics summarized as follows:

a) COJO transfers to the City the ownership of the equipment and the City accepts the equipment in its actual condition and wherever it is located.

b) The City declares itself satisfied with the equipment.

c) The City indemnifies and holds COJO, its directors, officers, administrators, employees, successors, assignees and other representatives harmless from all claims of whatever nature including reasonable attorney fees that may result directly or indirectly from the use of the equipment.

d) The City shall pay any applicable taxes.

e) The terms of the agreement to be interpreted in accordance with the law of the Province of Ontario, Canada.

f) The City requires that the agreement be drawn up in the English language.

(Note: A schedule "A" to the proposed agreement will contain a list of all the equipment to be transferred.)

18. That Invoice No. 13 in the amount of $3,359.91 received from Lily Inglis & Wilfred Sorensen, Architects, for extra services in connection with the changes in plans resulting from the rock levels on the site of the new Kingston Public Library be approved.

(Note: This will leave an amount of $41,151.07 in the contingency sum in the contract.)

19. THAT WHEREAS Council passed by-law No. 8402, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Zone Change from R1B Residential to R2B and R2 Residential and C1 Commercial - 33 ± Acres Southwest Corner Counter Street and Sir John A. Macdonald Boulevard)" in July 28th 1975;

AND WHEREAS the Ontario Municipal Board approved the said by-law on June 22, 1976;

AND WHEREAS the Planning Board and Council have approved the issuing of building permits in accordance with the zoning authorized by this by-law;

AND WHEREAS homeowners who purchase homes that conformed to uses permitted under By-Law No. 8402 might find that the properties became a non-conforming use if the new comprehensive zoning By-law 8499 section dealing with the land at the southwest corner of Counter Street and Sir John A. Macdonald Boulevard was not approved;

THEREFORE in accordance with the advice received from the City's legal counsel the following action be taken:

1. That By-Law No. 8499 be amended to repeal the A-2 designation of Lots 1-17, Plan 1658.

2. That By-Law No. 8735 which rezoned the approximately 4.5 acres of land located south of Counter Street, west of Sir John A. Macdonald Boulevard from A2 (Residential) to A5 (Residential) be repealed.

3. That By-Law No. 8499 "Part Vll, Enactment - '39.1 - Repeal of Existing By-Laws, Section (a)'" be amended to provide that By-Law 8402 is not repealed so that as amended the section will now read:

   "By-Law Nos. 3078 and 749, and all amendments thereto, except By-law No. 8402 which amends By-Law No. 3078 are hereby repealed and such repeal comes into effect upon the date this by-law comes into force".

(Note: The five objectors to By-Law No. 8735 and the Ontario Municipal Board will be notified of the foregoing action if it is approved by Council.)

Respectfully submitted,

CHAIRMAN.

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 and 3 to 8 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 to 8 their third reading.

(c) That By-Laws 5 to 10 be given their third reading.

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 88, policies for Specific Area No. 7 Sydenham Ward)

(FIRST AND SECOND READING) (PROPOSED NO. 8951)
Clause 5(a), Report No. 115, 1976

(2) A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning)By-Law of the Corporation of the City of Kingston (Rezone 3.4 acres located between Maitland and Simcoe Streets, south of King Street from A (one and two family) Residential and OS3 Harbour Open Space to P2.127 Water-Area (Park)

(FIRST AND SECOND READING) (PROPOSED NO. 8952)
Clause 5(b), Report No. 115, 1976

WITHDRAWN

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act."

(FIRST AND SECOND READING) (PROPOSED NO. 8953)
Clauses 5,8,9 & 10, Report No. 118, 1976

(4) A By-Law to provide for the Establishment of the Kingston Community Memorial Centre, the swimming Pool and the Harold Harvey Arena as Recreation Centres under the Provisions of the Community Recreation Centres Act, 1974.

(FIRST AND SECOND READINGS) (PROPOSED NO. 8954)
Clause 2, Report No. 120, 1976

(5) A By-Law to Amend By-Law No. 8499, "Restricted ARea (Zoning) By-Law of The Corporation of the City of Kingston" (to Repeal the A-2 designation of Lots 1-17, Plan 1658)

(THREE READINGS) (PROPOSED NO. 8955)
Clause 19(1), Report No. 120, 1976

(6) A By-Law to Repeal By-Law No. 8735, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Land Located South of Counter Street West of Sir John A. MacDonald Boulevard from A2 Residential to A5 Residential)

(THREE READINGS) (PROPOSED NO. 8956)
Clause 19(2), Report No. 120, 1976

BY-LAWS (contd)

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area(Zoning) By-Law of The Corporation of the City of Kingston" (Amend Part VII, Enactment '39.1 Repeal of Existing By-Laws, Section (a))

(THREE READINGS) (PROPOSED NO. 8957)
Clause 19(3), Report No. 120, 1976

(8) A By-Law to Amend By-Law No. 8497, "A By-Law to Designate Certain Properties within the Municipality to be of Historic or Architectural Value or Interest" (Amend Description and Ownership of Nos. 53,55 and 63 Earl Street)

(THREE READINGS) (PROPOSED NO. 8958)
City Council Meeting No. 26

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 3 and 4, Report No. 113)

(THIRD READING) (PROPOSED NO. 8947)
Clauses 3 & 4, Report No. 113, 1976

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1,3 and 9, Report No. 113)

(THIRD READING) (PROPOSED NO. 8946)
Clauses 1,3 & 9, Report No. 113, 1976

MOTIONS

Local Go

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council was held in the Council Chambers at City Hall on Monday, November 22, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb. (15)

MINUTES

Moved by Ald. Miller,
Seconded by Ald. Timmins,

That the Minutes of City Council Meetings No. 23, held on October 25, 1976, No. 24, held on November 8, 1976, and No. 25, held on November 12, 1976, be adopted as printed.

COMMUNICATIONS

Council consented to the addition of Communications 718 to 721 for presentation to Council.

To Be Filed

(684) From John R. Rhodes, Minister of Housing granting his approval to amend the City of Kingston Neighbourhood Improvement Program Redevelopment Plan by deleting the provision for acquisition of 9-11-13-15-21 Charles Street, as expressed in the City of Kingston By-Law No. 8925.

(685) From F. Thomas Mill, Architects Consortium for the Onshore Olympic Sailing Facilities, advising that they have initiated plans to submit a selection of presentation photographs and sketches of the Onshore Olympic Sailing Facilities, to a number of Architectural Journals for subsequent publication and are also entering the project in the O.A.A.'s Annual Design Competition.

(686) From the Bureau of Municipal Research, Questions for Electors, 1976.

(Copies have been distributed to all Members of Council)

(687) From the Bureau of Municipal Research, a paper on "The Federation of Canadian Municipalities: In Search of Credibility".

(Copies have been distributed to all Members of Council)

(688) Copy of *Background* dated October 22, 1976, from The Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(689) Copy of *Background* dated October 29, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

(690) From The Children's Aid Society of The City of Kingston and County of Frontenac, copy of their Newsletter for October 1976, Volume 7, No. 1.

(691) From the Honourable Barney Danson, Minister of State for Urban Affairs, his remarks at"The Second Economic Committee of the XXXI Session of the United Nations General Assembly, New York, October 25, 1976, *'Habitat'*".

(692) Copy of an Order of the Ontario Municipal Board, dismissing an APPEAL in accordance with an agreement filed with the Board and dated July 16, 1976, from a decision of the Committee of Adjustment granting an application by Helen Mary Cunningham for consent to convey lands being composed of part of Lot 22, Concession 1.

(693) From Mr. F.A. Curtis, Assistant Professor, School of Urban and Regional Planning, advising of a presentation and discussion being held December 1, 1976, at McArthur College, Room B101, at 7:30 P.M. Little Cataraqui Creek.
(Copies have been distributed to all Members of Council)

(694) Copy of the 1975-1976 Annual Report of the Public Works and Engineering and Garbage Departments.

Which Has Been Referred to Gardiner Roberts

(695) Copy of a letter to Weir & Foulds, Barristers and Solicitors, acknowledging receipt of an original and one copy of Notice of Arbitration between Basil D. Keane and Clair Z. Keane and The Corporation of the City of Kingston. - Land Acquisition - Portsmouth Harbour.

To Be Referred to Parks and Recreation

(696) From The Corporation of the Town of Oakville requesting that Council endorse the following petition:

WHEREAS the current Liquor Control Act as recently amended prevents only the actual consumption of alcohol in public parks; and

WHEREAS this has led to young people sitting on cases of beer in parks and conservation areas with open bottles boldly in view; and

WHEREAS it has been reported that winos taunt Police and offend the public by openly displaying the alcohol in thier possission in certain public areas; and

COMMUNICATIONS (cont'd.)

To Be Referred to Parks and Recreation (cont'd.)

(696) (cont'd.)

WHEREAS the young people often reach the parks where they are doing their drinking by authomobile and thus will likely be driving away while under the influence; and

WHEREAS the Police, because of manpower shortages and policy decisions cannot wait for those they suspect may be drinking to drive away, and have limited time for surveillance and adequate patrol; and

WHEREAS municipalities are not empowered to forbid the possession of alcohol in parks

THEREFORE, BE IT RESOLVED that the Attorney General be petitioned to review the current situation and attendant problems with those responsible for enforcement, and to introduce without unnecessary delay amendments to the Liquor Control Act which will make possession of open bottles or cases of alcoholic beverages in other than residences, temporary or permanent, and licensed premises illegal; and to permit municipalities, conservation authorities and other public bodies to prohibit the possession of alcoholic beverages in public parks and areas.

Which Has Been Referred to Planning Board

(697) From J.P. Long, Municipal Land Officer, Municipal Land Development, thanking Mr. McKibbon for his letter of October 14 indicating Council's interest in participating in the Municipal Land Development program in 1977.

To Be Referred to Community Services

(698) From The City of Windsor, requesting Council's support of the following motion:

WHEREAS the Federal and Provincial governments have recognized the wisdom of encouraging a broad base for the funding of election campaigns, and have implemented measures which

(1) place upper limits on the donations to campaigns

(2) provide for independent auditing of the finances of campaigns

(3) provide for the publication of the financial aspects of election campaigns

(4) provide contributors to election campaigns with tax credits based on the contributions; and

WHEREAS municipal election campaigns in larger cities can be very costly to the candidates involved, thus discouraging less affluent candidates, and

WHEREAS in particular, the availability of tax credits to contributors to federal and provincial campaigns, but not to municipal campaigns, tends to make fund-raising even more difficult at the municipal level, with the result that municipal campaigns are further down-graded at a time when public interest in municipal campaigns is already low,

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services (cont'd.)

(698) (cont'd.)

THEREFORE BE IT RESOLVED that the Ontario Provincial Government be petitioned to enact legislation to provide for:

(1) limits on the size of donations from a dingle source

(2) independent verification and publication of the finances of campaigns, and

(3) tax credits to contributors

for municipal election campaigns in the Province of Ontario, at least in the large urban municipalities, and

BE IF FURTHER RESOLVED that the Federal Government be petitioned to cooperate with the Provincial Government in this task, with particular reference to the granting of tax credits at the federal level, and that copies of this resolution be forwarded to all Ontario members of Parliament, all members of the Ontario Legislature, and all Ontario municipalities with a population over 50,000 for their endorsation and support.

(699) From the Ministry of the Solicitor General of the Province of Ontario, suggesting it is probably appropriate at this time, because of the enactment of the Ontario Building Code, that each municipality review its present licensing and regulating By-Law for public halls.

(700) From the Corporation of the Town of Wallaceburg requesting that Council endorse the following resolution:

WHEREAS the Federal Government has passed legislation to provide for the establishing of the Anti-Inflation Board and Anti-Inflation guidelines to control certain prices and wages in the Dominion of Canada.

AND WHEREAS these guidelines exclude Natural Gas and other petroleum resources;

AND WHEREAS by agreement with the Federal Government, the Province of Ontario, its municipalities and agencies are bought within the jurisdiction of the Anti-Inflation Board;

AND WHEREAS Ontario Hydro, a Crown Corporation of the Province of Ontario has sought and been granted by the Ontario Energy Board a rate increase of 30.3% on energy being marketed in Ontario;

NOW THEREFORE be it resolved that the Council of the Corporation of the Town of Wallaceburg petition as follows:

1. That the Government of Canada be requested to review and amend the legislation enacting the Anti-Inflation Program to include all wages and all prices so as to include controls for all user charges and other exempted rates, tarriffs, etc., including natural gas and other petroleum resources.

COMMUNICATIONS (cont'd.)

To Be Referred to Community Services (cont'd.)

(700) (cont'd.)

2. That the Government of the province of Ontario be requested to review and amend its policies respecting application of the Anti-Inflation guidelines so as to include rates charged by Ontario Hydro and other Crown Corporations.

3. That this resolution be forwarded to the Government of Canada and the Government of the Province of Ontario with copies and a request for endorsement to all municipalities in Ontario.

Which Has Been Referred to Community Services

(701) From Mrs. Irene Mooney, asking if By-Law 8 could be suspended until appropriate amendments could be submitted for consideration.

To Be Referred to Finance

(702) From Bell Canada, copy of a Request for Increase in Rates which Bell Canada has filed with the Canadian Radio-Television and Telecommunications Commission.

To Be Filed

(703) Copy of *Background*, dated November 5, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.
(Copies have been distributed to all Members of Council)

(704) Copy of *Background*, dated November 12, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council)

(705) Copy of their Newsletter dated October, 1976, from the Municipal Liaison Committee.

(Copies have been distributed to all Members of Council)

(706) From James Snow, Minister of Transportation and Communications, for the Province of Ontario, advising of the following recent changes in the organization of the Ministry which most directly affect Municipalities:

1) Mr. A.A. Ward, formerly Director of the Municipal Transportation Branch, has, at his request, been assigned to other duties in the Eastern Regional Office at Kingston.

2) Mr. T.G. Smith has been appointed Director, Municipal/Provincial Transportation Branch at Head Office.

3) Mr. G.R. Browning will be Manager, Municipal Roads Office, Head Office.

4) Responsibility for operational activities has been decentralized to the regional offices. For Kingston, the Regional Director is Mr. W.G. Wigle.

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(706) (cont'd.)

5) Mr. L.R. Kidman will be Manager, Municipal Transit Office, Head Office

(707) From Lily Inglis & Wilfred Sorensen, Associated Architects for Kingston Public Library, advising of the total cost of heating equipment using oil as fuel for the new library. ($13,310.00)

(708) From Anna L. Harper, a resident of Kingston, expressing her gratitude and satisfaction regarding the new sidewalk on Maitland Street.

To Be Referred to Planning Board

(709) From Gerald Hodge, A.I.P., referencing the zone change application for the Kingston Yacht Club, and stating the proposed amendment is not good planning and the Council should not accept Planning Board's proposal but rather return it to the Board for thorough analysis of the need for such changes and for public discussion.

Which has been Referred to Planning Board

(710) From Bernard J. Hodgston submitting a Zone Change Application for property located at 545 Macdonnell Street to permit the operation for the selling of new and used automobiles.

To Be Referred to Parks and Recreation Committee

(711) From W.D. Sauder, Manager, Acquisition & Disposal, Property Services, Recommending that the lands at the foot of Union Street be sold to the City, for the nominal sum of $1.00, and request an Order-In-Council authorizing issue of Letter Patent to transfer title.

To Be Referred to O.M.B.

(712) From Mr. J.Lorne McDougall, 253 Albert Street, objecting to the proposal by the City to purchase the 35 acre site north of the Bath Road and east of Little Cataraqui Creek for the sum of $500,000.

To Be Referred to Community Services Committee

(713) From B. R. Barrett for the Kingston District Rod and Gun Club stating that they cannot support the petition to Preserve Ontario Pickerel to have a size limit since many of the small fish that are hooked and returned to the water die.

Which Has Been Referred to Transportion Committee

(714) From D. A. Gordon, A.M.C.T., Township of Kingston stating that Mr. Stevens of the Industrial Commission was objecting to a recent By-Law of the Township to rezone a small parcel of land of 4½ acres for the purpose of allowing the construction of a second dwelling on the 4½ acre lot to allow a caretaker to reside on the property. Township Council feels that this matter has been represented incorrectly and requests that the matter be reconsidered by the Industrial Commission and the objection withdrawn.

To Be Filed

(715) From Douglas L. Hardtman, Hardtman and Martin, Barristers and Solicitors, referencing the Registration of Documents- By-Laws Designating Buildings of Historic or Architectural Interest. See By-Law No. 8958.

COMMUNICATIONS (cont'd.)

To Be Filed (cont'd.)

(716) From Kingston Downtown Business Association, informing of their meeting being held on November 24, 1976, at 12:15 P.M. at City Hall, in the Sir John A. MacDonald Room.

To Be Referred to the Ontario Municipal Board

(717) From eight ratepayers, a petition registering their objection to the purchase of 35.2 acres located north of the Bath Road and east of the Little Cataraqui Creek for the proposed sum of $500,000.

To Be Filed

(718) From Warren Stanton, Managing Editor, The Whig-Standard, expressing appreciation to Fire Chief Kenneth Cowdy and his men for their assistance in coverage of the major warehouse fire.

(719) From K.A. Cowdy, Fire Chief, a brief report on the water supply from the hydrant at Colborne and Clergy Streets.

To Be Referred to Community Services Committee

(720) From Black, Black, Pedlar & Atkinson, Barristers and Solicitors, suggesting that for the year 1977 the fee for non-sterilized male dogs would be $10.00, all other fees remaining the same.

(721) Mayor Speal said he had received a suggestion that there was no need to sterilize dogs over ten years old.

PETITIONS

REPORTS

Ald. Keyes presented Report No. 115 of the Kingston Planning Board as follows:

Schedule "A", Map 31, following page 4 of Report No. 115 was withdrawn.

Moved by. Ald. Keyes, seconded by Ald. Timmins, that Report No. 115 of the Kingston Planning Board be received and adopted clause by clause.

REPORTS (cont'd.)

Report No. 115 - City of Kingston Planning Board (cont'd.)

REPORT NO. 115

To the Mayor and Aldermen November 9, 1976

The City of Kingston Planning Board reports and recommends as follows:

1. That the plans submitted by Superior Propane Limited for the construction of a one-storey building for an office and showroom to be located on a 2.1 acre site, on Division Street at Dalton Avenue:

   Plan SP-750-2 - Plot Plan - Revised Oct. 28/76
   Plan SP-1975 - Elevations - October 26/76

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) that development be in accordance with the above listed plans;

   (b) that the exterior material on the east (front) elevation which is proposed to be vertical metal siding be changed to brick or stone extending from ground level to roof line except for those areas above and below the windows which shall remain metal siding;

   (c) that the landscaping plan be subject to approval of the Parks and Recreation Department;

   (d) that all free standing signs be subject to City approval;

   (e) that this Agreement shall supersede and replace the agreement between the City of Kingston and Superior Propane Ltd. dated June 13, 1961 applicable to the subject property.

   (f) that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.

   CARRIED

2. That the plans submitted by Friendship Construction Co. Ltd. for the construction of a one-storey construction workshop and office to be located on 0.8 acres located on Railway Street 650 ft. east of Division Street:

   Plan SK-1 - Proposed Office and Shop - Oct. 15/76

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) that development be in accordance with the above listed plan;

REPORTS (cont'd.)

Report No. 115 - City of Kingston Planning Board (cont'd.)

2. (cont'd.)

(b) that a landscaping plan shall be submitted within one year for City approval;

(c) that the property be adequately graded and drained to protect the adjacent P.U.C. substation from the flow of surface water;

(d) that coloured metal siding be substituted for the stucco panels which are located between the windows.

(e) that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.

CARRIED

3. That the plans submitted by C.A. Smith (Huron Chemicals) for the construction of a 25 ft.± high structure to be located on a 2.0± acre site on the north side of Don Street just west of Dalton Avenue:

Plan #1 - Site Plan - August 25, 1976
Plan #2 - Elevations - October 6, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) that development be in accordance with the above listed plans;

(b) that a landscaping plan be submitted for City approval within one year;

(c) that all construction and manufacturing processes meet existing fire protection regulations to the satisfaction of the City of Kingston Fire Department;

(d) that all waste products which result from manufacturing processes on this site meet the standards of the City of Kingston's Industrial Waste By-Law and of the Ministry of the Environment;

(e) that coloured metal siding be substituted for the stucco panels which are located between the windows;

(f) that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.

CARRIED

REPORTS (cont'd.)

Report No. 115 - City of Kingston Planning Board (cont'd.)

4. That the plans submitted by Mario Gencarelli and Gencarelli Enterprises for the construction of a 4,030 sq. ft. two-storey restaurant to be located on a 0.32 acre site on Princess Street @ Nelson Street, dated July 27, 1976 and revised October 8, 1976 and October 26, 1976:

   Plan A-1a - Site & Floor Plan
   Plan A-2 - Elevations

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) *that development be in accordance with the above listed plans;*

   (b) *that a 4½ ft. high masonry wall be constructed along all boundaries of the site which abut residentially zoned property except for the westerly 6 ft. adjacent to Nelson Street;*

   (c) *that notwithstanding the fact that the Nelson Street parking lot entrance is 13 ft.± closer to the intersectio with Princess Street than is required by By-Law 10, and exemption for this property be granted subject to the approval of the Transportation Committee.*

   (d) *that the development be implemented in two phases as follows (see Plan A-1a):*

   Phase I - 54 ft. x 29 ft. - 10", two-storey addition with a minimum of 14 parking spaces limited to the existing commercial zone;

   Phase II - 31 ft. x 27 ft. one-storey triangular addition plus parking on residential lot at 209 Nelson Street;

   AND FURTHER, that a building permit may be issued for Phase I prior to approval of the amendment to by-law 8499 permitting restaurant parking at 209 Nelson Street, on the condition that structures at 209 Nelson Street are demolished prior to occupation of Phase I.

   (e) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

CARRIED

5. That the account of W. Baird Photography Ltd. in the amount of $540.35 in connection with Volume IV, Buildings of Architectural and Historic Significance, be authorized for payment.

CARRIED

REPORTS (cont'd.)

Report No. 115 - City of Kingston Planning Board (cont'd.)

6. WHEREAS the Ontario Home Renewal Program has been extended to cover rental accommodation occupied primarily by low and moderate income earners under the title of Ontario Home Renewal Program (Rental); and

WHEREAS it is desirable that the City of Kingston participate in this Program;

THEREFORE BE IT RESOLVED that an application be made to the Ministry of Housing for a Grant under the Ontario Home Renewal Program (Rental) in the amount of $250,000 for the fiscal year ending March 31st, 1977.

CARRIED

7. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan provides for the acquisition of 410-412 Bagot Street, a vacant property formerly used for commercial purposes and now zoned for one and two-family residential under By-Law 8499; and

WHEREAS the owners have refused to negotiate for the sale of the property to the City and have objected to the residential zoning to the Ontario Municipal Board and it is desirable to have the zoning decided which will affect the value of the property;

THEREFORE BE IT RESOLVED that the Redevelopment Plan be amended as follows:

Section I

p. 49 - Recommendation #9 is amended by deleting 410-412 Bagot Street - Commercial Industrial site - Molly Cohen.

p. 52 - Map 15 is amended by deleting the shaded areas at 410-412 Bagot Street.

p. 53 - Is deleted.

p. 69 - Recommendation #11 is amended by deleting 410-412 Bagot Street.

p. 71 - Recommendation #11 is amended by deleting 410-412 Bagot Street.

p. 91 - Is amended by adding the following:

410-412 Bagot Street -

This property is owned by Molly Cohen. The property is not at present in use and is offered for sale or lease. It was previously occupied as a commercial-industrial site. It is proposed that this property be cleared and included in any redevelopment of the abovementioned property at Montreal and Bay Streets. Such an inclusion would increase the area of land available for infill housing, recreation and parking uses, and also provide access to the site from Bagot Street. Furthermore, the acquisition of this property will remove a non-conforming use for the area as the new Zoning By-Law zones this property A, one and two-family residential.

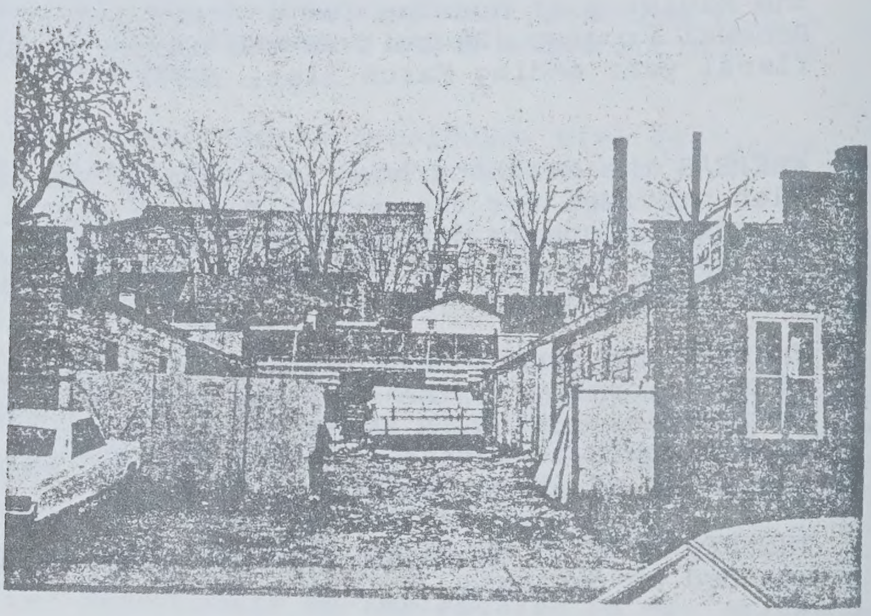
REPORTS (cont'd.)

Report No. 115 - City of Kingston Planning Board (cont'd.)

7. (cont'd.)

It is recommended that 410-412 Bagot Street be acquired under the Neighbourhood Improvement Program, Section II, Phase IV and that the property be developed for residential purposes.

Recommendation #18



p. 93 - Is amended by adding the following:

17. It is recommended that 410-412 Bagot Street be acquired under the Neighbourhood Improvement Program, Section II, Phase IV and that the property be developed for residential purposes.

(page 91)

and by adding as p. 94 the attached Map 26a.

CARRIED

Respectfully Submitted

(signed) Ken Keyes (Chairman)
Judith Mackenzie
K.W. Matthews
Lois Miller
D. G. Timmins

* * *

REPORTS (cont'd.)

Report No. 116 - Parks and Recreation Committee

Ald. Keenleyside presented Report No. 116 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, seconded by Ald. Timmins, that Report No. 116 of the Parks and Recreation Committee be received and adopted clause by clause.

Parks and Recreation Report No.116

November 12, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the account of Kingston Crane Rentals Ltd, in the amount of $1612.50, for rental of crane with operator, be paid -

Removal of docks at Confederation Basin	$ 560.00
Winter storage of boats at Portsmouth Olympic Harbour	1052.50

Note The latter amount is recoverable from accounts receivable.

CARRIED

2. That By-law No.19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the following rates for rental of accommodation at the Portsmouth Olympic Harbour building -

First quality accommodation	$5.00 per s.f.
Second quality accommodation	$3.50 per s.f.

Note The Second Quality Accommodation is located in the interior of the building and the rooms have no windows.

The rooms are shown coloured in RED and GREEN, respectively, on plan dated November 12, 1976 in the Office of the Commissioner of Parks and Recreation.

CARRIED

REPORTS (cont'd.)

Report No. 116 - Parks and Recreation Committee (cont'd.)

Respectfully Submitted

(signed) J.L. Keenleyside
D.G. Timmins
J. Hawkins
Judith Mackenzie
K. W. Matthews

* * *

Ald. Breen presented Report No. 117 of the Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 117 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No. 117

November 15, 1976

To the Mayor and Alderman

The Public Works Committee recommends as follows -

1. that the resolution of the City of London attached hereto as Schedule "A", be endorsed.

CARRIED

2. That the sanitary sewers constructed in King St from Manhole #7 easterly to George St and in George St from King St to O'Kill St by M.Sullivan and Sons Ltd., as part of the Health Science Complex project, be accepted for future maintenance by the City of Kingston subject to the Kingston General Hospital assuming responsibility for guaranteed maintenance up to and including April 15, 1977.

CARRIED

3. That the quotation of Underwater Tel-Eye Canada (1975) Ltd., to carry out television inspection of gravity sewers in Mohawk Place, Gilmoure Avenue, Portsmouth Avenue, Fairview Road, Hillendale Avenue, Phillips Street and Elmwood Street in accordance with specifications prepared by the City Engineering Department at a cost of $405.00 per eight hour day for a total of nine days, be accepted being the lowest quotation received, and since the work will not commence until January 197 the funds for the work in Account 314-87 - Contributions from Revenue Fund - Drainage - be placed in a Reserve Fund Account.

Note By postponing the work $630.00 will be saved.

CARRIED

REPORTS (cont'd.)

Report No. 117 - Public Works Committee (cont'd.)

4. That, since the Developer of Terraceview Subdivision is required under the terms of the Subdivision Agreement to provide additional drainage capacity under the main line tracks of the Canadian National Railways at his expense, and since it will be necessary for the City to obtain Railway approval of the work, application be made to the Railway for permission to install three culverts under their tracks in accordance with construction drawings prepared by the City Engineering Department.

Note The Railway has requested that Council authorize the submission of the application for approval of the work.

CARRIED

5. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - Parkway Motor Sales be authorized to drain storm water from their car lot at 641 Princess St to the Victoria St combined sewer by means of constructing a catch basin to connect to an existing sewer lateral which previously served the house at 575 Victoria St which has been demolished, subject to the following conditions -

a) the outlet from the catch basin shall be restricted to a size of two inches in diameter.

b) the City shall have the right to require that the outlet from the catch basin be reduced in size if it is found that the volume of discharge is adversely affecting the capacity of the combined sewer.

c) the City shall have the right to inspect the storm water disposal facility on the property at 641 Princess St.

d) the Owner shall discontinue the disposal of storm water into the combined sewer when sewer separation takes place and make connection to the storm sewer.

CARRIED

Respectfully Submitted

(signed) B.E. Breen
T.D. French
Judith Mackenzie
Neil McArthur
D.J. Travers

* * *

DEPARTMENT OF THE CITY CLERK

W. S. ROSS, B.A., City Clerk
P. C. McNORGAN, A.M.C.T., Deputy City Clerk
K. W. SADLER, A.M.C.T., Assistant City Clerk

300 Dufferin Avenue
P.O. Box 5035, London N6A 4L9
Telephone 679-4530

In Reply Please Refer To: A
Our
Attention
Telephone

'5-96'
Sept. 27/76
17-9 (Ministry of Environment)

September 8, 1976

The Honourable George A. Kerr, Q.C.
Minister of The Environment of Ontario
135 St. Clair Avenue W.
Toronto, Ontario
M4V-1P5

Honourable Sir:

I hereby certify that the Municipal Council, at its session held on September 7, 1976, resolved:

2. (a) That, on the recommendation of the City Engineer, the Minister of The Environment of Ontario the Honourable George A. Kerr, Q.C. be requested to recommend to the Lieutenant Governor-In-Council that the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Section 42 of "The Ontario Water Resources Act" insofar as new storm and sanitary sewers or their replacements are concerned, with the final approval of such installations being vested in the City of London;

(b) That the said Honourable Minister be requested to recommend to the Lieutenant Governor-In-Council that the Public Utilities Commission of the City of London be exempted pursuant to the authority of Section 62(w) of "The Ontario Water Resources Act", from the provisions of Sections 41(1) and 41(3) of "The Ontario Water Resources Act" insofar as new waterworks or their replacements are concerned, with the final approval of such installations being vested in the Public Utilities Commission of the City of London;

(c) That the said Honourable Minister be requested to consider recommending to the Lieutenant Governor-In-Council that those same exemptions as outlined in parts (a) and (b) above be granted to all local Municipalities in the Province that have retained the services of professionally qualified engineers either on a consultative or a staff basis;

(d) That copies of this resolution be forwarded to the local members of The Legislative Assembly of Ontario for their consideration and support of parts (a) and (b) herein, to all local Municipalities in the Province having

populations greater than 25,000 for their consideration and endorsation of part (c) herein, and to the Association of Professional Engineers of Ontario for its consideration and support. (23.17.4) (2/14/EPSC)

Yours truly,

W. S. Ross
City Clerk
/gh

c.c. Mr. M. Shore, M.P.P.
M.P.P.

REPORTS (cont'd.)

Ald. Gerretsen presented Report No. 118 of the Transportation Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 118 of the Transportation Committee be received and adopted clause by clause, and that clause 1 be amended by deleting the words "to read Proposed Extension for Future Consideration", and by adding the words "by deleting" in line 3 immediately before the word "Proposed", so that the clause as amended would now read:

> "That the wording on page 2 of the Appendix in the report received from M.M. Dillon Limited, Consulting Engineers on preliminary cost estimates concerning future airport improvement projects be changed by deleting "Proposed Extension" of Runway 24 and that an application be submitted to Transport Canada and the Ministry of Transportation and Communications for subsidy in connection with the proposed runway reconstruction and passenger operations building at the airport;
>
> -and-
>
> That an application be made to the Ministry of Transportation and Communications for subsidy in connection with a passenger operations building functional study, it being noted that if the application is approved by M.T.C., and accepted by the 1977 Council, provision of the City's share of the $2,500 cost ($500) would have to be made in the 1977 airport budget."

REPORT NO. 118

To the Mayor and Aldermen: November 17, 1976

The Transportation Committee reports and recommends as follows:

1. That the wording on page 2 of the Appendix in the report received from M. M. Dillon Limited, Consulting Engineers on preliminary cost estimates concerning future airport improvement projects be changed by deleting "Proposed Extension" of Runway 24 and that an application be submitted to Transport Canada and the Ministry of Transportation and Communications for subsidy in connection with the proposed runway reconstruction and passenger operations building at the airport;

   - and -

   That an application be made to the Ministry of Transportation and Communications for subsidy in connection with a passenger operations building functional study, it being noted that if the application is approved by M.T.C., and accepted by the 1977 Council, provision of the City's share of the $2,500. cost ($500.) would have to be made in the 1977 airport budget.

CARRIED AS AMENDED
(See Previous Motion)

REPORTS (cont'd.)

Report No. 118 - Transportation Committee (cont'd.)

2. That the action of the Commissioner of Industries in filing an objection to Kingston Township By-Law 76-47,which would permit additional residential development in close proximity to the airport, be endorsed.

CARRIED

3. That the Corporation of the City of Kingston lease the south hal of Hangar No. 5 to Survey Modification Incorporated for a five year period commencing January 1, 1977 to carry on a business of aircraft maintenance and air-frame modification at a rental of $500 per month;

- and -

That the company will prepare a schedule of further improvements to the building and the value of such improvements will not be less than $800 per month.

CARRIED

4. That By-Law No. 10 be amended to permit the installation of the driveway off Nelson Street 36 feet from the north side of Princess Street.

CARRIED

5. That due to severe traffic problems resulting from double parking and parking in loading zones, double parking fines be increased from $5.00 to $20.00 and loading zone violations be increased from $5.00 to $10.00.

CARRIED

(Ald. Breen, Ald. Matthews, Ald. Timmins & Mayor Speal Opposed)

6. That a street light and "no stopping" signs be installed in the Cowdy Street laneway (Kingcole).

CARRIED

7. That the portion of Cassidy Street, which is physically part of th Montreal Street realignment, be renamed to Montreal Street and numbered accordingly.

CARRIED

8. That the fifteen minute parking area be extended to the east by thirty-five feet on the south side of Concession Street to the eastern property line at 56 Concession Street.

CARRIED

9. That parking be prohibited on the west side of Kingscourt Avenu between Kirkpatrick Street and Ruskin Street, Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m.

CARRIED

10. That parking be prohibited on Kingscourt Street from Concession Street for a distance of 95 feet on the east side and 100 feet on the west side.

CARRIED

11. That the account of Domtrec Limited, in the amount of $611.93 for four KEEP RIGHT illuminated signs, be approved for payment.

CARRIED

REPORTS (cont'd.)

Report No. 118 - Transportation Committee (cont'd.)

12. That the proposal of J.J. MacKay Canada Limited, to supply 37 twin and 93 single new maximum security type, manually operated parking meters be approved at a cost of $26,731.26 including Federal tax to be paid over a three year period in three equal installments of $8,910.42 plus interest at the current Canadian Chartered Bank interest rate. The 1976 budget provides $9,897.00 for the first installment.

CARRIED

13. Whereas the Concept Plan for a proposed residential subdivision submitted by Dacon Corporation Ltd. to the Ontario Ministry of Housing for approval shows the extension of Henderson Boulevard and two unnamed streets intersecting a north/south arterial road which crosses the airport property; and,

Whereas the present and future development of the airport property should be considered; and

Whereas the future residential public should also be protected;

It is, therefore, recommended that the proposed subdivision not be approved.

CARRIED

Respectfully Submitted

(signed) *J.P. Gerretsen (Chairman)*
G. Allmark
T.D. French
J. Hawkins
D.J. Travers

* * *

Ald. Webb presented Report No. 119 of the Community Services Committee as follows:

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 119 of the Community Services Committee be received and adopted clause by clause.

November 18, 1976.

REPORT NO. 119

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

REPORTS (cont'd.)

Report No. 119 - Community Services Committee (cont'd.)

1. That the account of the Trophy House for long service medals and bars for members of the Fire Department in the amount of $732.66 be approved for payment.

CARRIED

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for canned goods for Rideaucrest Home as summarized in Tender No. 76-54 being the lowest or one of the lowest tenders received with the exception of spinach which will be purchased from Hickson-Langs being the second lowest bidder as the lowest bidder tendered on the wrong quantity at a total revised cost of $12,190.60 summarized as follows:

Hickson-Langs	$5,958.85
Kingston Creamery Ltd.	1,930.00
National Grocers	784.00
Signet Distributors	3,517.75
	$12,190.60

3. That the following resolution of the City of Orillia BE ENDORSED:

"WHEREAS there are ever increasing incidents of vandalism and malicious damage being reported to police departments throughout Ontario;

AND WHEREAS a day does not pass when such incidents are not reported in the media;

AND WHEREAS the citizens of Ontario are expressing their concerns over such senseless incidents to their police departments, local municipal councils, M.P.P.'s and the media;

AND WHEREAS it is time to act swiftly and surely to control this increasing purge on the citizens of this Province;

AND WHEREAS in the opinion of this Council the Provincial Courts should be instructed to deal severely with such matters that come before them.

THEREFORE BE IT RESOLVED:

1. That the Attorney General for the Province of Ontario be requested to give serious consideration to recommending changes to the laws and regulations of Canada and the Province to
   a) require the courts to deal severely with acts of vandalism and malicious damage that come before them;
   b) require the Courts to impose restitution orders on persons convicted of such acts;
   c) require the Courts to impose increasingly severe fines and/or jail terms on persons convicted of more than one act of vandalism or malicious damage".

CARRIED

REPORTS (cont'd.)

Report No. 119 - Community Services Committee (cont'd.)

4. That the Property Standards By-Law be amended to provide that every building or part of a building which is rented or leased as dwelling or living accommodation and which, as between the tenant or lessee and the landlord, is normally heated by or at the expense of the landlord shall, between the 15th day of September in each year and the 1st day of June of the following year, be provided with adequate and suitable heat by or at the expense of the landlord; and for the purposes of this by-law "adequate and suitable heat" means that the minimum temperature of the air in the accommodation which is available to the tenant or lessee is 70° Fahrenheit.

CARRIED 11:4

Respectfully Submitted

(signed) *G.L. Webb (Chairman)*
K.W. Matthews
G. Allmark
Neil McArthur
Lois Miller

* * *

Ald. Gerretsen presented Report No. 120 of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Keyes, that Report No. 120 of the Finance and Accounts Committee be received and adopted clause by clause.

November 17, 1976.

REPORT NO. 120

To the Mayor and Aldermen:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by R.P.A. Consultants Limited, the account of Panther Engineering Construction Ltd. in the amount of $693.07 for clean up of water damage due to air conditioner problems be approved for payment.

(Note: This was provided for in previously committed funds.)

CARRIED

REPORTS (cont'd.)

Report No. 120 - Finance and Accounts Committee (cont'd.)

2. That a by-law be presented to Council to provide for the establishment of the Kingston Community Memorial Centre, the swimming pool and the Harold Harvey Arena as recreation centres under the provisions of the Community Recreation Centres Act, 1974.

(*Note: This was recommended by the Kingston Community Memorial Centre Board as it will enable the centres to be eligible for Provincial Government grants.*)

CARRIED

3. That, as recommended by the City of Kingston Planning Board, the City's share of unexpended funds in the Neighbourhood Improvement Program as at December 31st 1976 be placed in reserve.

(*Note: It is estimated that $441,626 will be uncompleted or unexpended by the end of December, 1976. 2/3 vote of the members of Council i.e. 10 is requi*

CARRIED

4. WHEREAS the City of Kingston contributed $100,000 to the Kingston Olympic Public Events Committee for cultural events during 1976;

AND WHEREAS it is estimated that there will be approximately $20,000 left unexpended;

AND WHEREAS during 1977, the City of Kingston will host the following activities during July and August and it is believed that there should be a cultural program during this period:

CORK, CYA Women's Canadian Championships, CYA Youth Canadian Championships and Albacore (World Championships);

THEREFORE BE IT RESOLVED that the estimated amount of $20,000 left unexpended from the City's contribution of $100,000 for cultural events during 1976 be placed in a reserve fund for Festival Kingston 1977.

(*2/3 vote of the members of Council required i.e. 10.*)

(Ald. Hawkins Opposed) *CARRIED*

5. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 6 in the amount of $597.45 for provision for future electrical outlets at the Bishop's House be approved it being noted that this will be charged to the Contingency Allowance in the contract.

(*Note: This will leave an amount of $57,075.15 in the contingency sum in the contract.*)

CARRIED

REPORTS (cont'd.)

Report No. 120 - Finance and Accounts Committee (cont'd.)

6. That, as recommended by Lily Inglis and Wilfred Sorensen, Architects, and approved by the Kingston Public Library Board, Change Order No. 7 in the amount of $162.00 representing a credit to the Contingency Allowance in the Contract be approved it being noted that this credit resulted from a change in the parking area exhaust fan.

(Note: This will result in a balance of $57,234.25 in the contingency sum in the contract.)

CARRIED

7. WHEREAS Council approved by Clause 5, Report No. 87, Solution "D", as set out in Schedule "A" to that report, to raise the new Public Library Building by 1' 0" at a preliminary estimated cost of $9,762, in principle, on the understanding that every attempt would be made to ensure that all changes would be kept to a minimum cost and that precise quotations would be submitted for approval as soon as available;

THEREFORE BE IT RESOLVED that as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects, and approved by the Kingston Public Library Board, Change Order No. 8 in the amount of $12,723.17 to raise the height of the new Kingston Public Library Building by 1' 0" to avoid removal of rock found on the site be approved it being noted that this will be charged to the Contingency Allowance in the contract.

(Note: This will leave a balance of $44,510.98 in the contingency sum in the contract.)

CARRIED

8. That, as recommended by the Public Works Committee, the following budget transfers be approved:

Amount	From	To
$40,000	Maintenace of Sewers	Winter Control
$15,000	Water Pollution Control Plant	Winter Control
$15,000	" "	Engineering - Salaries.

CARRIED

9. That the Bureau of Municipal Research 1977 Membership Fees in the amount of $350.00 be paid.

CARRIED

10. That during the month of December there will be only one regular Council meeting to be held on December 13th.

CARRIED

11. That, as recommended by R.P.A. Consultants Limited, the account of Panther Engineering and Construction Ltd. in the amount of $1,453.06 for servicing of sewage pumps at the dockside pump-out station at the request of COJO, be authorized for payment.
(Note: This was provided for in previously committed funds.)

CARRIED

REPORTS (cont'd.)

Report No. 120 - Finance and Accounts Committee (cont'd)

12. That the account of Mr. D. L. Hardtman, Q.C., City Solicitor, in the amount of $803.45 for attendance at the Court Hearing with regard to the application of Mississauga Apartments Limited and Arthur Britton Smith for a court order by way of mandamus for issuance of a building permit for 63 unit apartment building on Parts of Lot 16 and 17, Concession 2, City of Kingston be approved for payment.

CARRIED

13. That, as recommended by the Parks and Recreation Committee, the sum of $1,500 be transferred from City Property - Account 3215 - "Capital Expenditures - Division Street Shop" to Parks Account 421-85 "Equipment" for the purchase of a new snow plow blade.

CARRIED

14. That, as recommended by the Parks and Recreation Committee, the Kingston Jaycees be leased approximately 90 s.f. of non-prime office space at the Portsmouth Olympic Harbour Building at an annual rental of $3.50 per s.f. for a period of five years with the option to renew.

CARRIED

15. That, as recommended by the Parks and Recreation Committee, Brigantine Incorporated be leased 85 s.f. of office space at the Portsmouth Olympic Harbur building at an annual rental of $3.50 per s.f. for a period of five years with the option to renew.

CARRIED

16. That the account of Ross McMahon Real Estate Broker for the appraisal of Part Lots 15, 16 & 17, Concession 2, City of Kingston (Annexed Area) Little Cataraqui Creek Properties from Bath Road to Princess Street in the amount of $1,750.00 be approved for payment.

CARRIED

17. That the City accept the offer of The Organizing Committee of the 1976 Olympic Games (COJO) to transfer to the City the ownership of COJO equipment used during the Olympics summarized as follows:

a) COJO transfers to the City the ownership of the equipment and the City accepts the equipment in its actual condition and wherever it is located.

b) The City declares itself satisfied with the equipment.

c) The City indemnifies and holds COJO, its directors, officers, administrators, employees, successors, assignees and other representatives harmless from all claims of whatever nature including reasonable attorney fees that may result directly or indirectly from the use of the equipment.

d) The City shall pay any applicable taxes.

e) The terms of the agreement to be interpreted in accordance with the law of the Province of Ontario,Canada.

REPORTS (cont'd.)

Report No. 120 - Finance and Accounts Committee (cont'd.)

17. (cont'd.)

f) The City requires that the agreement be drawn up in the English language.

(*Note: A schedule "A" to the proposed agreement will contain a list of all the equipment to be transferred.*)

CARRIED

18. That Invoice No. 13 in the amount of $3,359.91 received from Lily Inglis & Wilfred Sorensen, Architects, for extra services in connection with the changes in plans resulting from the rock levels on the site of the new Kingston Public Library be approved.

(*Note: This will leave an amount of $41,151.07 in the contingency sum in the contract.*)

CARRIED
(Ald. Hawkins Opposed)

19. THAT WHEREAS Council passed by-law No. 8402, "A By-Law to Amend By-Law No. 3078, 'Zoning By-Law for the 1930, 1931 and 1952 Annexation Areas' (Zone Change from R1B Residential to R2B and R2 Residential and C1 Commercial - 33 ± Acres Southwest Corner Counter Street and Sir John A. Macdonald Boulevard)" in July 28th 1975;

AND WHEREAS the Ontario Municipal Board approved the said by-law on June 22, 1976;

AND WHEREAS the Planning Board and Council have approved the issuing of building permits in accordance with the zoning authorized by this by-law;

AND WHEREAS homeowners who purchase homes that conformed to uses permitted under By-Law No. 8402 might find that the properties became a non-conforming use if the new comprehensive zoning By-law 8499 section dealing with the land at the southwest corner of Counter Street and Sir John A. Macdonald Boulevard was not approved;

THEREFORE in accordance with the advice received from the City's legal counsel the following action be taken:

1. That By-Law No. 8499 be amended to repeal the A-2 designation of Lots 1-17, Plan 1658.

2. That By-Law No. 8735 which rezoned the approximately 4.5 acres of land located south of Counter Street, west of Sir John A. Macdonald Boulevard from A2 (Residential) to A5 (Residential) be repealed.

3. That By-Law No. 8499 "Part Vll, Enactment - '39.1 - Repeal of Existing By-Laws, Section (a)'" be amended to provide that By-Law 8402 is not repealed so that as amended the section will now read:

REPORTS (cont'd.)

Report No. 120 - Finance and Accounts Committee (cont'd.)

19. (cont'd.)

3. (cont'd.)

"By-Law Nos. 3078 and 749, and all amendments thereto, except By-law No. 8402 which amends By-Law No. 3078 are hereby repealed and such repeal comes into effect upon the date this by-law comes into force".

(Note: The five objectors to By-Law No. 8735 and the Ontario Municipal Board will be notified of the foregoing action if it is approved by Council.)

CARRIED

Respectfully Submitted

(signed) *George N. Speal (Chairman)*
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

UNFINISHED BUSINESS

Ald. Webb said he had received a number of complaints that the P.U.C. were changing street lights and the lighting was poorer.

Mayor Speal said that street lighting was under the jurisdiction of the Transportation Committee.

Ald. Webb said that since Mr. Harty was a former Cabinet Minister and a prominent citizen, a street should be named after him. Ald. Webb said that Richardsons had received recognition for the Richardson Bathing House. Further recognition should be given because of their contributions to the renovations to City Hall, and other community projects.

Ald. Gerretsen said an elected Township official had said that the Airport Manager had contacted the Department of Transport to arrange a private meeting with D.O.T. officials. This was an error. The Township was invited to be present at all the meetings with the D.O.T. These airport problems should be worked out. Four of five articles in the press blamed the City for opposing the proposed road location. The City should make provision for a north-south arterial road, but should oppose further residential subdivisions. The airport was there for Township residents as well as City residents. They should set aside land for a road not located on the airport land.

Mayor Speal said there was a joint meeting of the City, Township of Kingston, the Planning Boards and the County Road Committee to discuss the location of the north-south arterial road. There had been meetings with the Mayor and Reeves of Boards adjoining Townships and there will be meetings in the future. Mayor Speal said that he had suggested to Ald. Gerretsen that the Township of Kingston should appoint a representative to sit on the "Airport" Committee.

UNFINISHED BUSINESS (cont'd.)

Ald. Webb said that the airport administration should not express views on policy without consulting the Chairman. Ald. Gerretsen said he had approved the letter sent by the Airport Administrator which opposed the Townships zone change of land located near the airport because of the time factor.

Ald. French said he understood there may be a surplus of 1 million dollars and that it should be used to reduce the 1977 mill rate.

Mayor Speal said no money could be spent without Council approval. Unspent appropriations would reduce the mill rate in 1977.

Ald. Breen said money should be spent eliminating sewer back-ups. He said that the liability insurance was not paying claims. Finance should consider these claims. A lady had slipped on the sidewalk and liability was denied. This should go to Finance.

Ald. Timmins suggested that the policy of service bars being presented to members of the Fire Department should be reviewed. Ald. Timmins said there was controversy over K.I.M.C.O. signs on Counter Street.

In response to Ald. Timmins' question, Mayor Speal said he had no information of Eldorado Mines locating in the Kingston area. Ald. Timmins said people were concerned about the location of this firm because of possible radio active material being dumped near homes. Mayor Speal said he had written the company saying they should give out more information.

Ald. Hawkins said housing developments on Palace Road and Macpherson Drive should have had greater set backs. Repairs were not being made to damaged units. Persons who buy will be penalized. Ald. Hawkins said he is opposed to private internal streets, all streets should be public.

Mayor Speal said that the requirement of 66 feet for a public street was senseless and costly. Low cost housing could be provided by condominium development using private roads of less width.

Ald. Hawkins asked the Mayor to report whether the City was holding up Place d'Armes.

Mayor Speal said he was disappointed in the attitude of Mr. B. Galloway concerning Place d'Armes. There was little public opposition. A building permit for a hotel was obtained prior to passing of the new zoning by-law, but construction has been delayed. Recently Mr. Galloway had requested one million dollars of City money over two years. He challenged Mr. Galloway to show how the City has held up his development. Mr. Galloway had wanted the City to oppose the regional shopping centre and all new commercial development to give him a monopoly. Mayor Speal said that the City should not give a monopoly to Place d'Armes.

Ald. Keyes said that a by-law enforcement officer was checking for dog licences at 10:30 Sunday morning.

Ald. Webb said that license collections were poor and the by-law officer should be supported.

Ald. Webb said Mr. Rosen should be invited to appear at the next Community Services meeting to discuss K.I.M.C.O. signs.

Ald. Webb said that he understood that the Anglin coal piles had sunk several feet over the years. Soil tests should be taken on the Place d'Armes property.

Ald. Keenleyside asked if there was a million dollar surplus would it be a rebate to tax payers in 1976.

UNFINISHED BUSINESS (cont'd.)

Mayor Speal said that funds not required for 1976 expenditures would go to "contingencies". It could not be spent without Council approval. Any surplus funds would go to 1977 to reduce the mill rate. Mayor Speal said that the $1,000. per unit Federal subsidy for certain types of low cost housing could only be used for housing or servicing, not to reduce the tax rate.

Ald. Mackenzie referred to the letter of Ald. Keenleyside concerning the channelization of the Little Cataraqui Creed north of Counter street in the Whig-Standard. She said the Mayor and Ald. Keenleyside were the only persons, so far as she was aware, who knew about an industry that wanted channelization. The Planning Board should have been made aware of this information and also other members of Council. How did Ald. Keenleyside obtain this information?

Ald. Keenleyside said he was privy to the information as part of his Real Estate business, but he had no conflict of interest.

Mayor Speal said that the staff had, at his request, submitted confidential comments on channelization. A developer had requested that the inquiry be treated as confidential.

Ald. Webb said he was delighted with the Whig-Standard cartoon - four candidates trying to fill Mayor Speal's shoes.

Mayor Speal congratulated Ald. Mackenzie and Ald. Timmins on their acclamation and wished other Aldermanic candidates well.

BY-LAWS

Council consented to the addition of By-Laws 11 to 13.

(a) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 3 to 8 and 12 and 13 be given their first and second reading.

CARRIED
(Mayor Speal Abstained on 5,6 & 7 because hi
firm acted for one of the firms affected by
by-laws.)

(b) Moved by Ald. Keenleyside,
Seconded by Ald. Keyes,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 to 8 and 12 and 13 their third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Laws 5 to 13 be given their third reading.

CARRIED
(Mayor Speal abstained on 5,6, & 7)
(See above)

BY-LAWS (cont'd.)

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 88, policies for Specific Area No. 7 Sydenham Ward)

(FIRST AND SECOND READING) (PROPOSED NO. 8951)
Clause 5(a), Report No. 115, 1976

WITHDRAWN

(2) A By-Law to Amend By-Law No. 8499, Restricted Area (Zoning)By-Law of the Corporation of the City of Kingston (Rezone 3.4 acres located between Maitland and Simcoe Streets, south of King Street from A (one and two family) Residential and OS3 Harbour Open Space to P2.127 Water-Area (Park)

(FIRST AND SECOND READING) (PROPOSED NO. 8952)
Clause 5(b), Report No. 115, 1976

WITHDRAWN

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic In the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act."

(FIRST AND SECOND READING) (PROPOSED NO. 8953)
Clauses 5,8,9 & 10, Report No. 118, 1976

CARRIED

(4) A By-Law to provide for the Establishment of the Kingston Community Memorial Centre, the swimming Pool and the Harold Harvey Arena as Recreation Centres under the Provisions of the Community Recreation Centres Act, 1974.

(FIRST AND SECOND READINGS) (PROPOSED NO. 8954)
Clause 2, Report No. 120, 1976

CARRIED

(5) A By-Law to Amend By-Law No. 8499, "Restricted ARea (Zoning) By-Law of The Corporation of the City of Kingston" (to Repeal the A-2 designation of Lots 1-17, Plan 1658)

(THREE READINGS) (PROPOSED NO. 8955)
Clause 19(1), Report No. 120, 1976

CARRIED
(Mayor Speal Abstained)

(6) A By-Law to Repeal By-Law No. 8735, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Land Located South of Counter Street West of Sir John A. MacDonald Boulevard from A2 Residential to A5 Residential)

(THREE READINGS) (PROPOSED NO. 8956)
Clause 19(2), Report No. 120, 1976

CARRIED

(Mayor Speal Abstained)

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area(Zoning) By-Law of The Corporation of the City of Kingston" (Amend Part VII, Enactment '39.1 Repeal of Existing By-Laws, Section (a))

(THREE READINGS) (PROPOSED NO. 8957)
Clause 19(3), Report No. 120, 1976

CARRIED

(Mayor Speal Abstained)

BY-LAWS (cont'd.)

(8) A By-Law to Amend By-Law No. 8497, "A By-Law to Designate Certain Properties within the Municipality to be of Historic or Architectural Value or Interest" (Amend Description and Ownership of Nos. 53,55 and 63 Earl Street)

(THREE READINGS) (PROPOSED NO. 8958)
City Council Meeting No. 26

CARRIED

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 3 and 4, Report No. 113)

(THIRD READING) (PROPOSED NO. 8947)
Clauses 3 & 4, Report No. 113, 1976

CARRIED

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1,3 and 9, Report No. 113)

(THIRD READING) (PROPOSED NO. 8946)
Clauses 1,3 & 9, Report No. 113, 1976

CARRIED

(11) A By-Law to Authorize the Execution of an Agreement with the Ministry of Transport (Canada) (Amend License - West Street Overflow Sewer Outlet)

(THIRD READING) (PROPOSED NO. 8802)
Clause 13, Report No. 45, 1976

CARRIED

(12) A By-Law to Confirm the Proceedings of Council at Its Meeting Held November 22, 1976.

(THREE READINGS) (PROPOSED NO. 8959)
City Council Meeting NO. 26

CARRIED

(13) A By-Law to amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act", (Clause 3, Report No. 113)

(THREE READINGS) (PROPOSED NO. 8960)
Clause 3, Report No. 113, 1976

CARRIED

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Council commend Firefighters Gordon Wylie and Frank Howes for their heroic action in saving Alice Connor and Ethel Shillington from almost certain death in the fire at the Tomkins Funeral Home.

CARRIED

(2) Moved by Ald. Miller,
Seconded by Ald. Timmins,

That Council do now adjourn.

Council adjourned at 10:00 P.M.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *George N. Speal*
Mayor

CITY COUNCIL MEETING NO. 27

As authorized by Section 3 of By-Law No. 1, 1966, Mayor Speal called a Special Meeting of Council which was held at 10:15 P.M. on Monday, November 22, 1976. The Special Meeting was held to deal with the request of the Anti-Inflation Board dated October 4, 1976, that following negotiations with Local 141 C.U.P.E. the City submit a revised AIB-2 form reflecting changes in the compensation for the Rideaucrest Home for the Aged group to comply with the Anti-Inflation Board decision.

As provided in Section 190(1) of the Municipal Act, Council will be meeting in Committee of the Whole and the meeting will not be open to the public.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Travers, Ald. Webb (15)

MOTIONS

Moved by Ald. Gerretsen, seconded by Ald. Keyes, that Council resolve itself into The Committee of the Whole with the meeting not being open to the public as provided in Section 190, sub-section 1 of The Municipal Act, to consider clause 1 of report 120A with Mayor Speal in the chair.

CARRIED

Following consideration of Clause 1 of Report No. 120A, Ald. Gerretsen reported that Clause 1, as follows, had been considered in the Committee of the Whole and had been approved.

REPORT NO. 120A

November 18, 1976.

To the Mayor and Aldermen:

The Finance and Accounts Committee Reports and Recommends as follows:

The Finance and Accounts Committee may present the following clause:

1. That, as recommended by the City Negotiating Committee and the Executive of Local 141 C.U.P.E., the 1976 agreement between the City and the Local be amended to provide that the compensation for Rideaucrest employees for 1976 be increased by 9.5 per cent rather than 10.7 per cent in order to comply with the Anti-Inflation Board decision; further that the Mayor and Clerk-Comptroller be authorized to execute an amending agreement with Local 141 C.U.P.E., to implement this action.

   Note: The Executive of Local 141 C.U.P.E. have been authorized to negotiate the amending agreement.

CARRIED

REPORTS (cont'd)

Respectfully Submitted

(signed) *George N. Speal (Chairman)*
J.P. Gerretsen
B.E. Breen
J.L. Keenleyside
Ken Keyes
G.L. Webb

* * *

BY-LAWS

Ald. Hawkins refrained from discussing or voting on By-Law No. 1, since he had a conflict of interest because his wife is employed by the City.

(a) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That By-Law No. 1 be given its first and second reading.

CARRIED

(b) Moved by Ald. Keyes,
Seconded by Ald. Keenleyside,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 1 its third reading.

CARRIED

(c) Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That By-Law 1 be given its third reading.

CARRIED

(1) A By-Law to Confirm the Proceedings of Council at its Special Meeting Held on November 22, 1976.

(THREE READINGS) (PROPOSED NO. 8961)
Clause 1, Report No. 120A

CARRIED

(1) Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

Council adjourned at 10:29 P.M.

CARRIED

(L.S.)

(signed) T.J. McKibbin
Clerk-Comptroller

(signed) *George N. Speal*
Mayor

Local Govt

CITY COUNCIL MEETING NO. 28

The Regular Meeting of City Council will Be Held in the Council Chamber at City Hall on Monday, December 13, 1976, at 8:00 P.M.

NOTE: (1) ALL MEMBERS OF COUNCIL PLEASE ASSEMBLE IN MEMORIAL HALL 7:30 P.M. FOR A PHOTOGRAPH BY WALLACE BERRY.

(2) THERE WILL BE A BRIEF MEETING FOLLOWING THE COUNCIL MEETING TO CONSIDER A DATE FOR THE CAUCUS MEETING.

ROLL CALL

TABLING OF DOCUMENTS

K.O.P.E.C. Report - Copies have been distributed to all members of Council. Mr. L. Dover, President of K.O.P.E.C., will comment on the report.

C.O.J.O. Report - Copies have been distributed to all members of Council. Colonel C.W. Jones, Director of Yachting, will report.

Mayor Speal will present gifts of appreciation to Mr. L. Dover, Colonel J. Knowlton and Colonel C.W. Jones.

MINUTES

That the Minutes of City Council Meeting No. 26, held on November 22, 1976, be adopted as printed.

COMMUNICATIONS

To Be Filed

(722) From The Canadian Cystic Fibrosis Foundation, expressing thanks for the donation from City Council to the Ontario Division Conference.

(723) From The Bureau of Municipal Research, dated November, 1976, a copy of *Legislative Attempts to Control Urban Growth in Canada,* a bulletin issued by the Bureau of Municipal Research.

(Copies have been distributed to all Members of Council.)

(724) From The Ministry of Treasury Economics and Intergovernmental Affairs, Eastern Ontario Regional Office, dated November 22, 1976, with reference to a proposed senimar concerning the role and responsibilities of Councils and Councillors.

(Copies have benn distributed to all Members of Council)

(725) From The Bureau of Municipal Research, dated November 1976, a paper entitled, *"RESTRAINT WITHOUT HARDSHIP: HOW DO WE KNOW?"*

(Copies have been distributed to all Members of Council.)

(726) Copy of Minutes of a General Meeting of The Cataraqui Region Conservation Authority, Held November 17th, 1976 at The 401 Inn.

(727) Copy of Minutes of The Executive of The Carataqui Region Conservation Authority, November 10th, 1976, Authority Office, Little Cataraqui Creek Conservation Area.

(728) From Cataraqui Region Conservation Authority, R.R. # 1, Glenburnie, Ontario, notice of cancellation of General Meeting of the Authority, originally scheduled for December 15th, 1976.

(729) Speech for Mr. Jean-Robert Gauthier, M.P. Parlimintary Secretary to Minister of State for Urban Affairs to Seneca College Real Estate Conference, November 23, 1976. Re: Assisted Home Ownership and Assisted Rental Programs.

(730) From Ontario Municipal Board, appointing January 27, 1977 at 10:00 A.M. for a hearing on the hazard lands designation of the case property (2.5 acres on south side of Bath Road) in official Plan Amendment No. 71.

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(731) From Keith C. Norton, M.P.P; Kingston and The Lslands, acknowledging receipt of City of Kingston's endorsation of an amendment to Section 117.1 of the Workmen's Compensation Act, concerning time limits for reporting accidents.

(732) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter to Mr. MacDonald Dunbar, Executive Director, Association of Municipalities of Ontario, regarding the resolution passed concerning Ontario Hydro's rate increase.

(733) From John R. Rhodes, Minister, Ministry of Housing, dated November 17, 1976, granting approval to City of Kingston By-Law No. 8943, a By-Law to amend the Redevelopment Plan pursuant to Section 22(7) of The Planning Act, R.S.O. 1970.

(734) From the Ministry of Transportation and Communication requesting cooperation of the City of Kingston in applying "Identification Decals" to their transit vehicles to inform the general public using this service that the Provincial Government is directly subsidizing the transit system.

(735) Copy of the Minutes of the Frontenac County Board of Education, 1975.

To Be Referred to Planning Board

(736) From School of Urban and Regional Planning Queen's University, a pamphlet entitled "*Directions for Planning Small Communities*", a series of Seminars and Workshops beginning January 15, 1977.

Which Has Been Referred to Planning Board

(737) From Mr. & Mrs. R. Tennant, 217 Nelson Street, dated November 29, 1976 supporting Zoning By-Law No. 8926, "A By-Law to amend By-Law No. 8499, 'Restricted Area (Aoning) By-Law of the Corporation of the City of Kingston' (Rezone Property on Nelson and Princess Streets from A to A.123 and from C.to C.123)", but objecting to any type of solid wall on the North boundary of the property in question.

(738) Copy of letter from Cataraqui Region Conservation Authority Re: Procedures for Processing Fill Regulations.

Which Has Been Referred to Finance and Accounts Committee and Community Services Committee

(739) From George Ambury, President, Social Planning Council of Kingston and District requesting that Council consider the Proposal from the Board of Directors of The Social Planning of Kingston and District concerning handicapped persons.

Will Be Referred to Community Services and Finance and Accounts Committee

(740) Copies of "*Cutbacks*" their impact on social, health and education programs in the Kingston Community - By Eva Bencze and Kerry White - Community Information Services, Kingston, Ontario. 1976.

(Summaries have been distributed to all Members of Council.)

To Be Referred to Community Services Committee

(741) From Mrs. Irene Mooney, Treasurer & Publicity, Cataraqui, Frontenac, and St. Lawrence Ward Ratepayer Association, dated December 6, 1976, requesting Kingston's City Council to consider making submission to Ontario Government with regard to changing the Municipal election date for all voters to the first Monday in November.

COMMUNICATIONS (cont'd)

To Be Referred tp Community Services Committee

(742) From The Corporation of The City of Windsor requesting that the following resolution be supported.

> *"WHEREAS the Municipal and School Tax Credit Assistance Act provides persons 65 years of age and over with credit or refund equivalent to one-half of the municipal taxes imposed with respect of any real property that is owned and occupied by such persons, to a maximum of $150.00; and*
>
> *WHEREAS this limit has been in effect for several years; and*
>
> *WHEREAS municipal taxes have continued to increase during this period of time but the maximum allowable credit has remained the same, and*
>
> *WHEREAS many persons in this age bracket have taken advantage of this act to reduce their taxes and remain in their own homes;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario be petitioned to urge amendment to the Municipal and School Tax Credit Assistance Act to provide for an increase in the limit of such credit provided thereunder, to be $300.00; and further, that this resolution be forwarded to other cities in Ontario for endorsation and to the Board of Directors of the Association of Municipalities of Ontario for support."*

To Be Referred to Public Works Committee

(743) From B.J. McCaffery, Secretary-Treasurer, Ontario Good Roads Association, a letter informing Council of "Ontario Good Road Association Annual Convention" to be held February 21st, 22nd, 23rd, 1977.

Which Has Been Referred to The City Negotiating Committee

(744) From The Kingston Firefighters Association proposing amendments to the 1976 collective agreement.

Which Has Been Referred to the Housing Sub-Comittee

(745) Copy of Central Mortgage and Housing Corporation, Canadian Housing Statistics "Monthly Supplement = August, 1976"

To Be Filed

(746) From C.R. Tindal, Ph.D. Program Advisor, Municipal Administration, notice of Municipal Government Courses at St. Lawrence College.

(747) Copy of *Background* dated November 19, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council.)

(748) From Association of Municipalities of Ontario, Toronto, Ontario, a copy of *"AMO NEWS"* dated November, 1976.

(Copies have been distributed to all Memebers of Council.)

(749) From J. W. Fraser, President, Bureau of Municipal Research, Toronto, thanking Council for their generous support of the Bureau and for the confidence you have expressed in their ability to recommend meaningful improvements to local government in Ontario. Also enclosing receipt for membership in the Bureau.

COMMUNICATIONS (cont'd)

To be Referred to Planning Board

(750) From Mr. J.B. Sampson, dated December 8, 1976, requesting that the restriction proposed to be imposed on the establishment of a MacDonald's Restaurant at 1141 Division Street, be waived.

To be Referred to the Transportation Committee

(751) From Mr. J.K. Fee, General Manager of the Public Utilities Commission, requesting Council approval of a list of new bus stops in Marker Acres and Crestview Subdivisions. The new stops are required for proposed changes to bus routes in the area as it develops, and were approved at the Public Utilities Commission meeting held on December 7, 1976.

PETITIONS

REPORTS

REPORT NO. 121

November 23, 1976

To the Mayor and Aldermen

The City of Kingston Planning Board reports and recommends as follows:

1. That the account of Paterson Planning and Research Limited in the amount of $15,000 in connection with the Housing Policy Study, be authorized for payment.

2. WHEREAS Mr. R. S. Chahal has applied to amend the Official Plan and Zoning By-Law No. 8499 so as to permit the conversion of a six unit apartment building located at 102 Joseph Street into a nine unit apartment building; and

   WHEREAS the Official Plan establishes a policy of stabilizing this neighbourhood at a low density; and

   WHEREAS the proposed change, if approved, would provide for an increase from medium to high density on the subject property; and

   WHEREAS there are no circumstances, unique to this property, which justify an increase in density which is contrary to the policies of the Official Plan;

   THEREFORE BE IT RESOLVED that it be recommended to Council that this application be not approved.

3. That the plans submitted by A. Gurnsey (Proac Developments) for the construction of 86 two-storey town houses on a 5.4+ acre site located at the southwest corner of Counter Street at Aberfoyle Road:

   Plan No. 1 - Site Plan - Oct. 13, 1976
   Revised Nov. 9, 10, 22, 1976
   Plan No. 3 - Elevations - November 22, 1976

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   (a) *that development be in accordance with the above listed plans;*

   (b) *that a landscaping plan be submitted for City approval within one year;*

   (c) *that, if garbage pickup is not to be by means of a private container pickup service, it is desirable that householders place their garbage adjacent to a through garbage truck route within the site, or on the boulevard of adjacent public streets. Those units which are not conveniently located to do this, may place garbage on a garbage pad or pads, the design and location of which shall be subject to the approval of the Commissioner of Works.*

   (d) *that all access roads and parking areas be paved;*

   (e) *that a 4½ ft. high chain link fence be constructed along the entire Counter Street frontage of the site;*

   (f) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

4. WHEREAS R.R.A.P. is an auxilliary program to N.I.P. and depends on the continued success of N.I.P. for its own success; and

WHEREAS any embarrassment or difficulty with the delivery of R.R.A.P. at the local level will only cause severe damage to N.I.P. in the eyes of the community; and

WHEREAS there has been successful response to the R.R.A.P. program; and

WHEREAS one of the main objectives in the N.I.P. Redevelopment Plan, is to assist low and moderate income tenants and homeowners; and

WHEREAS R.R.A.P. loans assist homeowners to meet the municipal property standards or better; and

WHEREAS it has resulted in the overall improvement in the N.I.P. area; and

WHEREAS R.R.A.P. loan applicants are awaiting the release of funds;

THEREFORE BE IT RESOLVED that it be recommended that Council assist the Citizens N.I.P. Area Committee by asking the Minister of Housing to release the 1977 R.R.A.P. funds at the earliest possible date.

5. That, as recommended by the Local Architectural Conservation Advisory Committee and the Steering Committee for the Market Square Study, Mrs. Lily Inglis, Architect, be retained as consultant to prepare proposals for the retention and enhancement of the buildings on Brock, King and Market Streets facing the Market Square, and that such proposals include the following as required by the Ontario Heritage Act:

1. The preparation of an Official Plan amendment;
2. The preparation of a By-Law of Intent to Study the Area;
3. The carrying out of an Heritage Conservation District Study as provided for in Appendix A "Form and Content of Heritage Conservation District Studies" of Guidelines on the Designation of Heritage Conservation Districts;

AND FURTHER, that the study is to be conducted under the direction of a Steering Committee comprised of one representative each from the Market Square Owners and Tenants Association, the Local Architectural Conservation Advisory Committee and the Frontenac Historic Foundation and the fee to the Consultant shall not exceed $5,000.

(Note: The unexpended funds will be treated as a 1977 liability.)

December 7, 1976

6. That the following procedure be approved with respect to applications for development control approval:

(1) Building Inspection Department receives building permit enquiry, refers applicant to Planning Department to apply for development control approval.

If an application for development control approval is not in conformity with the zoning by-law, the applicant will be advised that the application cannot be accepted.

6. (cont'd)

(1) (cont'd)

If an application is accompanied by a rezoning application it shall be processed when and if Council approves the rezoning application and the day following the date of such rezoning approval shall be regarded as the effective date of submission of the development application.

(2) Planning Department receives application for development control approval and refers it:

(a) to Technical Planning Committee for advice on requirements to be included in development agreement;

(b) to the Site Plan Committee for advice on external design.

(3) Planning Department submits report to Planning Board incorporating recommendations of the Technical Planning Committee and the Site Plan Committee.

(4) Planning Board recommends approval of report to Council.

(5) Upon Council approval of report, Clerk-Comptroller's Department prepares development control agreement which will include Technical Planning Committee requirements. The development control agreement will include requirements for the provision of services, such as sewers, roads, etc., which have been the City's standard requirements in the past, and will also include site plan provisions as previously required in the City's standards site plan agreement.

(6) Clerk-Comptroller's Department notifies Planning Department of signing of development control agreement.

(7) Clerk-Comptroller's Department notifies Building Inspection Department that building permit may be issued in accordance with approved development agreement and approved site plans.

(8) Landscaping plans, when required, will be submitted to the Commissioner of Parks and Recreation for a recommendation to Planning Board.

7. WHEREAS a site plan agreement is in effect for property located at 330-334 Sydenham Street and construction of a six unit apartment building had not started within six months of approval, and under these circumstances a new site plan is required; and

WHEREAS new site plans have been submitted by Mr. John Van Duinen, which are acceptable to the Site Plan Committee and Planning Board;

THEREFORE BE IT RESOLVED that Council approve the following site plans:

Plot Plan - October, 1975 - revised September 21, 1976
Elevation & Cross Section - February 9, 1976
Basement Plan - February 9, 1976.

8. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan, approved by the Minister of Housing on September 15th, 1975 provides for further implementation (Section II) subject to a further allocation of funds by the Federal and Provincial Governments and the City; and

WHEREAS Federal and Provincial funds are now available for 1977 provided that a request for allocation is received by the Minister of Housing in 1976;

THEREFORE BE IT RESOLVED that application be made for a Federal contribution of $427,158.50 and a Provincial contribution of $213,579.25 under the terms of Part III - I of The National Housing Act, and pursuant to the agreement between the Province of Ontario and Central Mortgage and Housing Corporation dated December 10th, 1973.

9. WHEREAS the City of Kingston is the owner of a strip of land connecting Glengarry Rd. and Inverness Cres.; and

WHEREAS the land was intended to be used for a walkway which is not now considered to be necessary;

THEREFORE BE IT RESOLVED that the following lands be quitclaimed to the four adjacent lot owners:

(a) the easterly 5' of lot 83, registered plan 1390;
(b) the westerly 5' of lot 82, registered plan 1390;
(c) the westerly 7.5' of Block 'F', registered plan 1615;
(d) the easterly 7.5' of Block 'F', registered plan 1615;

AND FURTHER, that the quitclaim shall be subject to the following conditions:

(a) that all four lot owners agree to accept ownership of the land;

(b) that all existing easement rights of the Public Utilities Commission are retained;

(c) that quitclaim include a clause prohibiting the lands from being used for tree planting or permanent structures.

10. That the application for renewal of the fill application dated August 13, 1976 submitted by Superior Propane Limited, 216 Division Street, Lot 24, Concession 3, City of Kingston, for the purpose of storing tanks, be approved.

11. That the Provincial Government be requested to extend development control in The Planning Act to include the height of buildings, and further, that this request be referred to other municipalities for endorsement.

12. That the plans submitted by Ontario Housing Corporation for the construction of a town house condominium development on 9.017 acres of land located at the south west corner of Bath Road at Portsmouth Avenue;

Plan #4 - Typical Elevations & Cross Sections - Aug./76
Plan M - Site Services - Revised Aug. 30, 1976
Plan #2 - Site Plan - October 19, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

12. (cont'd)

(a) *that development be in accordance with the above listed plans;*

(b) *that the westerly access road to Van Order Drive be deleted and the land thus freed be used for 2 additional dwelling units fronting on the internal loop road;*

(c) *that the easterly access route to Van Order Drive over Block 'T-T' be used for an emergency access route only and that it be suitably barricaded;*

(d) *that an entrance allowing complete left and right turn traffic movements onto Portsmouth Avenue with suitable turning lanes and channelization be constructed at a point 120'± north of the south boundary of the site, and the dwelling units at this location to be relocated southerly resulting in a reduction of one dwelling unit.*

(e) *that the building setback from Bath Road be increased from a minimum distance of 35' to a minimum average distance of 59' (i.e. 48' minimum at the easterly end of the site increasing to 70' at the westerly end);*

(Note: The additional amendments are illustrated on plans prepared by Mr. E. A. Cromarty, Architect, dated December 7, 1976 as follows:

Scheme 1 - Site Plan
Scheme 2 - Site Plan (Overlay)
Scheme 4 - Site Plan (Overlay)

(f) *that should a bus stop location be approved on the south side of Bath Road at Portsmouth Avenue, a sidewalk shall be constructed to connect from it to the north east corner of the internal loop street;*

(g) *that a chain link fence of 4' minimum height be constructed along the south boundary of Bath Road from Portsmouth Avenue to connect to the existing fence along the north boundary of Lafleur Park.*

(h) *that all street intersections have a minimum pavement radius of 25';*

(i) *that the City will fulfill its standard garbage pickup procedure for individual units if satisfactory snow removal by the owners is carried out;*

(j) *sidewalks shall be constructed to connect the north east and south east corners of the interior loop street to Lafleur Park;*

(k) *a landscaping plan shall be submitted for City approval within one year;*

(l) *that all streets and parking areas shall be paved and curbed;*

(m) *all matters with respect to services under the jurisdiction of the Board of Works shall be constructed to City standards as specified for standard subdivisions and are subject to standard subdivision procedures for bonding and inspection;*

(n) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

13. WHEREAS application for Development Control approval has been received for a town house condominium development on 9.017 acres of land at the south west corner of Bath Road at Portsmouth Avenue; and

WHEREAS By-Law 7818 requires a 5 per cent conveyance of land or cash for park purposes prior to issuance of building permits for three or more dwelling units;

THEREFORE BE IT RESOLVED that 0.45 acres of land at the easterly end of the development be accepted in fulfillment of the 5 per cent conveyance.

(Note: This site is adjacent to Lafleur Park which will be increased from 4.56 acres to 5.01 acres by the conveyance.)

Respectfully submitted,

CHAIRMAN.

Public Works Report No.122

December 7, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - the Royal Canadian Legion be permitted to connect storm water from their new building on Wellington St to the Wellington St combined sewer and, if possible, at a catch basin at the south-east corner of Wellington St and Barrack St through a separate storm lateral at an elevation to facilitate future sewer separation.

Note The site will be virtually all hard surfaced so that the storm water runoff from the site could create a nuisance for the public.

The Wellington St sewer system has adequate capacity and there is no record of basement floodings in this area.

2. That the tender of Mr. D.R.Kennedy, 232 Kingscourt Ave., in the amount of $3300.00, for supplying ancillary maintenance services which includes the removal of dead animals and general safeguarding against involuntary hazards and conditions relating to public thoroughfares, be accepted being one of the lowest tenders received with the contract to take effect from December 1, 1976 for a continuous period of one year with mutual cancellation rights upon thirty days notice.

Note Mr. Kennedy has satisfactorily provided this service for some considerable time.

3. That the quotation of Bennett Paving and Materials Ltd, to supply 500 tons of permanent all-weather patching asphalt for winter road repairs at a price of $16.30 per ton delivered to the City Yard, be accepted being the lowest quotation received, subject to the approval of the Ministry of Transportation and Communications.

4. That the account of Bennett Paving and Materials Ltd, for the supply of 185 tons of asphalt for road repairs to the sewer and watermain cut on Division St., at a price of $14.50 per ton for a total of $2682.50, be paid being the only source of supply.

5. That the following tenders for supply of Foremen's Work Clothing be accepted being the lowest tenders received -

............/2

Mr. L.Kiwak

26 brown blazers	$2158.00
26 beige trousers	754.00
26 grey trousers	832.00
26 long sleeve shirts	253.50
26 short sleeve shirts	253.50
Sainthill-Levine Ltd	
52 neckties	101.40
	$4352.40
plus Provincial Sales Tax	304.67
Total	$4657.07

6. That the following resolution of The Regional Municipality of Niagara be endorsed -

"That the Ministry of Transportation and Communications be requested to continue their program of municipal training courses."

7. That the Commissioner of Works be authorized to purchase one two-way radio from Star Electronics at cost of $862.31 (T.I.P.) and that the expenditure be charged to City Yard Account #313-34 - Radio Communication and Telephone, provided delivery can be obtained before the end of 1976.

Note The Department has a two-way radio in a sander/plow truck which has been extremely useful in that it has been possible to dispatch it to the various trouble spots as soon as trouble was reported.

Star Electronics is the only local source of supply of the the type of radio equipment now in use.

Respectfully submitted,

Chairman

Parks and Recreation Report No.123

December 9, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

J.S.Electric Ltd - $1499.52 - electrical work on cement breakwater, repairs to electrical installations on floats and installation of Pyro cable at Confederation Basin Marina, being the lowest quotation received.

Glen Lawrence Const Co Ld - $4530.00 - rental of equipment with operator and supply of materials to construct a tennis court at St. Paul's School, McMahon Ave being lowest quotation received -

Cost of project -	
base preparation and hard surface	$12,020.00
total fencing enclosure	4,300.00
Total cost	$16,320.00

Allocation of Cost	
Parent Advisory Committee	$ 3,930.00
Wintario	7,860.00
Parks and Recreation Account 421-87 - Contributions from Revenue Fund - Park Development	4,530.00
Total	$16,320.00

2. That the Kingston Whig Standard be permitted to sponsor a Red Cross Blood Donar Clinic in Memorial Hall on Thursday, January 6, 1977, and that no charge be made for the use of the Hall.

Respectfully submitted,

Chairman

REPORT NO. 124

To the Mayor and Aldermen: December 8th, 1976

The Transportation Committee reports and recommends as follows:

1. That a yield sign be installed on Barbara Avenue at Alfred Crescent.

2. That, a By-Law be presented to authorize dedication of that portion of City owned road allowance named Don Street in the Charles A. Smith development.

3. That, monthly parking rates in the Hanson Parking Garage for those monthly parkers from Hotel Dieu Hospital be increased from $15.00 to $20.00 per month effective January 1, 1977.

4. That, monthly parking on the Angrove Parking Lot be discontinued effective January 1, 1977, it being noted that the present monthly parkers will be transferred to the Barrack Street parking lot.

5. That, monthly parking rates be increased from $15.00 to $20.00 on the Barrack Street parking lot effective January 1, 1977.

6. That, monthly parking rates for the Tower Street parking lot be increased from $10.00 to $15.00 per month, effective January 1, 1977.

   It should be noted that monthly parking was permitted at a time when there was surplus parking available and the demand for short term parking was low.

   It is the intention to reduce the number of monthly parkers effective April 1st, 1977 as the need for short term parking is rapidly increasing. The extent of the reductions will be determined by a survey, to be conducted in March 1977.

7. That, the practice of paying parking tickets at Chartered Banks be discontinued as offenders were being unduly summonsed due to the lapse in time before the tickets and payments were received at City Hall.
   It was also noted that, on the average, only 3% of the tickets issued per month were being paid in this manner.

Respectfully submitted,

CHAIRMAN

December 9, 1976.

REPORT NO. 125

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide as follows:

   a) Fees for an unneutered male dog and an unspayed female dog shall be $12.00 for the first dog.

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 77-1 as being the lowest or one of the lowest tenders received with the exception of tea bags for which the tender of Mother Parker's will be accepted.

   (A copy of the Summary of Tender No. 77-1 was distributed to all members of Council.)

3. That, as recommended by the Purchasing Agent, the tender of Cherney Bros. in the amount of $9,464.53 for the provision of draperies for Rideaucrest Home being the lowest tender received be accepted.

   (Note: There are sufficient funds in the 1976 Budget for this purpose).

4. That, in honour of Mrs. S. Buck, Social Services Administrator, the Work Activity Project be named, "The Stella Buck Work Activity Project".

5. That the amount of $3,000 be paid to the Kingston Day Care Inc. to cover the cost of handicapped childred referred to the Centre by the Social Services Administrator during the months of November and December.

   - and further -

   That the following budget transfers be approved:

ACCOUNT	INCREASE	DECREASE
3750-General Welfare Assistance		$3,000.
3789 - Kingston Day Care	$3,000.	

   (Note: The funds in the budget are expended for day care services for Kingston Day Care Centre Incorporated. These funds are being provided for the care of handicapped children who are unable to be accommodated elsewhere.)

6. That accounts of Kingston Day Care Inc. be paid at the 1976 rate of $12.15 per pupil day until execution of a new agreement for 1977.

7. That accounts of Family Day Care Inc. be paid at the 1976 rate of $8.08 per pupil until execution of a new agreement for 1977.

8. That accounts of Victorian Order of Nurses be paid at

8. (cont'd)

the 1976 rate of $10.75 per visit until execution of a new agreement for 1977.

9. That accounts of the Canadian Red Cross Society be paid at the 1976 rate of $28.00 per visit until execution of a new agreement for 1977.

10. That a petty cash account be established for the Oakwood Day Care Centre in the amount of $25.00.

11. That an agreement be entered into with the Ontario Dental Association for 1977 on the same terms and conditions as 1976.

(Note: The agreement provides for the administration of a Dental Plan for Welfare Recipients and expires on December 31st 1976. A charge of 5% of the amount of the aggregate billing is made.)

12. That the account of Warren Supply in the amount of $975.79 for materials for the repair of the furnace at the Work Activity Project be approved for payment.

(See Clause 2, Finance Report 126, re budget transfer to cover the above expense.)

13. That the quotation of Superior Glass and Glazing in the amount of $772.00 for supplying material and installation of a divider and door at the Brock Street Fire Station being the lowest quotation submitted be accepted.

(This will provide space outside the Fire Prevention Office for plans review, etc.)

(See Clause 11, Finance Report 126, re budget transfer to cover the above expense.)

14. That NO ACTION be taken on the following resolution of the City of Windsor:

RESOLUTION - CITY OF WINDSOR - MUNICIPAL ELECTION CAMPAIGN FUNDS

The following resolution was received from the City of Windsor:

'WHEREAS the Federal and Provincial Governments have recognized the wisdom of encouraging a broad base for the funding of election campaigns, and have implemented measures which:

(1) place upper limits on the donations to campaigns;
(2) provide for independent auditing of the finances of campaigns;
(3) provide for the publication of the financial aspects of election campaigns;
(4) provide contributors to election campaigns with tax credits based on the contributions; and

WHEREAS municipal election campaigns in larger cities can be very costly to the candidates involved, thus discouraging less affluent candidates; and

14. (cont'd).

WHEREAS in particular, the availability of tax credits to contributors to federal and provincial campaigns, but not to municipal campaigns, tends to make fund-raising even more difficult at the municipal level, with the result that municipal campaigns are further down-graded at a time when public interest in municipal campaigns is already low;

THEREFORE BE IT RESOLVED that the Ontario Provincial Government be petitioned to enact legislation to provide for:

(1) limits on the size of donations from a single source;
(2) independent verification and publication of the finances of campaigns; and
(3) tax credits to contributors

for municipal election campaigns in the Province of Ontario, at least in the large urban municipalities; and

BE IT FURTHER RESOLVED that the Federal Government be petitioned to co-operate with the Provincial Government in this task, with particular reference to the granting of tax credits at the Federal level.

15. That the following resolution of the Town of Wallaceburg BE ENDORSED:

"WHEREAS the Federal Government has passed legislation to provide for the establishing of the Anti-Inflation Board and Anti-Inflation guidelines to control certain prices and wages in the Dominion of Canada;

AND WHEREAS these guidelines exclude Natural Gas and other petroleum resources;

AND WHEREAS by agreement with the Federal Government, the Province of Ontario, its municipalities and agencies are brought within the jurisdiction of the Anti-Inflation Board;

AND WHEREAS Ontario Hydro, a Crown Corporation of the Province of Ontario has sought and been granted by the Ontario Energy Board a rate increase of 30.3% on energy being marketed in Ontario;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Wallaceburg petition as follows:

1) That the Government of Canada be requested to review and amend the legislation enacting the Anti-Inflation Program to include all wages and all prices so as to include controls for all user charges and other exempted rates, tariffs, etc., including natural gas and other petroleum resources.

2) That the Government of the Province of Ontario be requested to review and amend its policies respecting application of the Anti-Inflation guidelines so as to include rates charged by Ontario Hydro and other Crown Corporations.

15. (cont'd).

3) That this resolution be forwarded to the Government of Canada and the Government of the Province of Ontario with copies and a request for endorsement to all municipalities in Ontario."

Respectfully submitted,

CHAIRMAN.

REPORT NO. 126

December 8, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Community Services Committee, the following budget transfers be approved:

From	To	Amount
9980 - Community Private Home Services	9900 - Salaries - Residents' Social Services, Activities and Comforts	$ 8,000.
9980 - """"	9931 - Salaries - Housekeeping Services	$10,000.
9915 - Raw Food Costs	9940 - Salaries - Laundry & Linen Services	$ 5,000.
9971 - Equipment - Replacement & Operation	""""	$ 1,000.
9951 - Salaries - Bldg. & Property	""""	$ 7,000.

2. That, as recommended by the Community Services Committee, the following budget transfers be approved:

Account	Increase	Decrease
3755-Homemakers		$2,800.
3762 - Other Supplementary Aid	$2,800.	
3750 - General Welfare Assistance		$6,000.
3780 - Capital Expenditures - Work Activity Project	$1,200.	
General Welfare Assistance-Revenue		$4,800.

3. That, as recommended by the Community Services Committee, the following budget transfers be approved:

From

386-01	Building Inspection - Salaries	$5,084.
3800	Members of Council	575.
386-09	Consulting Fees	100.

To

386-29	Building Inspection - Car Allowances	$2,779.
386-41	Group Insurance	2,554.
386-43	Building Inspection - Maintenance of Equipment	164.
386-39	Building Inspection - Office Supplies	262.

4. That, as requested by the Community Services Committee, the amount of $6,000 be transferred from the "Finance - Contingencies" to the "Legislation Account - Workmen's Compensation" to cover additional charges to the Workmen's Compensation Account because of increased claims.

5. That the action of the Mayor and Clerk-Comptroller in giving the City's consent to the transfer of ownership from Kingcole Condominiums to individual owners of the condominiums at Thomas and Cowdy Streets be ratified and confirmed it being noted that this consent was necessary due to the fact that the Agreement between Kingcole Homes Incorporated and The Corporation of the City of Kingston and the Public Utilities Commission of the City of Kingston, dated June 28, 1976 and registered October 5th 1976, as Instrument No. 282143 was registered on title.

6. That the account of the Public Utilities Commission in the amount of $937.36 for supplying and installing metering transformer and associated wiring to accomplish metering separation between the Olympic Harbour Restaurant and site be approved for payment.

   (Note: It was necessary to have a separate meter installed in order to recover the correct amounts from the Harbour Restaurant. This has been included in previously committed funds.)

7. That the account of William E. Webster, M.A.I., A.A.C.I., in the amount of $1,500 for an appraisal of the Ontario Street Fire Hall and the City-Owned Parking Lot at the corner of Brock and Ontario Streets be approved for payment.

8. That, as recommended by R.P.A. Consultants Limited, the account of Kingston Lath and Plaster Ltd. in the amount of $2,648.20 for services and supplies for the Olympic Restaurant be approved for payment.

   (Note: This was included in previously committed funds.)

9. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Ltd. in the amount of $3,016.07 for services and supplies for the Olympic Restaurant be approved for payment.

   (Note: This was included in previously committed funds.)

10. That the unexpended balances in the 1976 budget appropriations be used to finance overexpenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

11. That, subject to the concurrence of the Community Services Committee, and as recommended by the Fire Chief the amount of $772.00 be made available from the Fire Department, 1976 Budget, Account No. 33-52 "Buildings" for the renovations to the Brock Street Fire Station to expand the Fire Prevention Office to provide space for plans review (bluprint reading - new construction and alterations) as well as drafting of pre-plan charts.

(Note: At the meeting of the Community Services Committee held on December 9, 1976, approval was given to this matter.)

12. That, as recommended by the Transportation Committee, application be made to the Eastern Ontario Development Corporation for a loan of $133,762.00 and application to the Ontario Municipal Board for approval of a capital expenditure of $235,000.00 being made up of the loan in the amount of $133,762.00 and to borrow by debentures the sum of $101,238.00 to finance the cost of servicing the industrial park as follows:

a) Within Park Boundaries:

Roadways, curbs & entrances	$56,350.00
Sanitary Sewers	60,000.00
Watermains	60,000.00
Street Lighting	2,000.00
	$178,350.00

b) Outside Park Boundaries:

Roadway	56,650.00
	$235,000.00

and further - that the Capital Budget for 1976 be amended to transfer $235,000 from "Alcan - Industrial Subdivision" for this purpose.

(Note: Council previously approved application for $200,000 in this program).

Alderman Keenleyside opposed.

13. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Ltd. for the installation of new lights at the main entrance on the building steel in the amount of $775.00 be approved for payment.

(Note: This has been provided for in previously committed funds.).

14. That the amount of $3,000. be provided for from Finance Contingencies to purchase ten portable and/or fixed booster heating units for the Sail Measures Area and one thermostatically controlled heating unit for the Mechanical Metering Room at the Portsmouth Olympic Harbour.

15. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636 of The Municipal Act, uncollectable taxes as detailed on Schedule "A" attached hereto, in the amount of $10,724.94 for the years 1965 to 1976 be struck off the roll.

16. That a contribution of $350.00 be made from Finance Contingencies to the Animal Control and Welfare Committee for the printing of an educational pamphlet to promote responsible pet ownership.

17. That the following request of the Grand Theatre Board of Management be approved:

"WHEREAS the Grand Theatre Board requested the Board of Trustees of the Kingston Community Centre Board to make available to them the ORTO Air Conditioning Units for use at the Grand Theatre as it was learned that the Community Centre Board would not be using them;

AND WHEREAS the Community Centre Board received these units free of charge from the City of Kingston but are agreeable to making them available to the Grand Theatre Board only if they are reimbursed for their value, i.e. $11,829;

AND WHEREAS the architect for the renovations to the Grand Theatre has reported that this equipment can be used at the Theatre but it would only be viable if the Grand Theatre Board received the units free of charge;

AND WHEREAS the Grand Theatre Board do not have the funds to reimburse the Community Centre Board for this equipment and as both Boards are Boards of the City of Kingston;

That this equipment be available to the Grand Theatre Board at no cost.".

Alderman Hawkins opposed.

18. That $1,000. be provided from Finance Contingencies for a grant to the International Hockey Hall of Fame and Museum Inc. for 1976.

19. WHEREAS at the meeting of City Council held on May 25th 1976 approval was given to a zone change and official plan change for property located at the southwest corner of Johnson Street and Aberdeen Street subject to the owner entering into a site plan agreement;

AND WHEREAS the property has since been purchased by Mr. Edward Bak;

THEREFORE BE IT RESOLVED that the assignment of the Site Plan Agreement from David R. McCann to Edward Bak be ratified and confirmed.

(Note: Site Plans were approved and construction has commenced.)

20. That the Inaugural Meeting of City Council for 1977 be held on Monday, January 3, 1977, at 5:00 P.M.

21. That, as recommended by the architects, Dominik, Polson, Thompson, Laframboise and Mallette Change Order No. 2 in the amount of $407.04 for additional work at 329 Johnson Street to support the vault roof, etc. be approved.

(Note: Funds to cover this expenditure will be taken out of the Hardware Allowance of $3,200 in the contract. A tender has been accepted for the provision of hardware in the amount of $850.00.)

22. That, as recommended by the City Treasurer, the Public Utilities Commission be authorized to employ the Automation Centre, Ottawa, Ontario, at a price of $4,852.00 for sole use by the City of Kingston to convert computer programs for City tax billing and tax receivables processing by the Public Utilities Commission.

(NOTE: This is the lowest quotation received and provision for this expenditure has been made in the 1976 budget.)

23. WHEREAS the Bell Telephone Company has proposed an increase in rates of approximately 12.5% for Business Telephones and 10% for Residential Telephones;

AND WHEREAS the City of Kingston is opposed to the proposed rate increase;

THEREFORE BE IT RESOLVED that the Association of Municipalities of Ontario be requested to arrange for the presentation of the case opposing the proposed increases.

Alderman Breen opposed.

24. That, since a sufficiently signed petition has been received the recommendation of the Public Works Committee that storm sewers of 12", 15" and 24" in diameter be constructed in Palace Road from Brock Street to 38' south of Carruthers Ave. including an outlet at the Corporation's expense, under the provisions of Section 7 of the Local Improvement Act at -

Total estimated cost	$76,500.00
Anticipated MTC Subsidy	20,000.00
Owners' Share	2,911.65
Corporation's share	53,588.35
Debenture Amount	56,500.00.

and that this project be given top priority in the 1977 Capital Budget, be approved.

25. That, since a sufficiently signed petition has been received, the recommendation of the Public Works Committee that the Kingscourt Storm Sewers, Phase 11, of 12", 15", 24" and 27" in diamter, be constructed under the provisions of Section 7 of The Local Improvement Act at -

Total estimated cost	$256,500.00
Anticipated MTC subsidy	60,000.00
Owners' share	10,390.14
Corporation's share	186,109.86
Debenture Amount	196,500.00

and that this project be given top priority in the 1977 Capital Budget, be approved.

26. That List of Accounts No. 11 dated November, 1976, in the amount of $5,689,342.08 for expenditures incurred under proper authorization be approved.

(Note: A copy of the list has been distributed to each member of Council).

27. That, as recommended by Lily Inglis and Wilfred Sorensen, Architects, and approved by the Kingston Public Library Board, Change Order No. 9 in the amount of $1,134.00 for several small items necessary in the construction of the library be approved, it being noted that this will be a charge to the Contingency Allowance in the contract.

(Note: This will leave a balance of $43,376.98 in the Contingency Allowance.)

28. That the tender of Reed Shaw Stenhouse Limited in response to Tender No. 76-36 due December 6th 1976 in the amount of $26,650 for liability insurance for the year 1977 be accepted.

(Note: Liability insurance coverage will be in the amount of $1,000,000. with no deductibles.)

29. That the ground floor of the Hockey Hall of Fame Building be leased to the International Hockey Hall of Fame for a period of one year commencing May 1st 1977 for the sum of $1.00 per annum with the option to renew for a much longer term on the understanding that the Kingston and District Agricultural Society shall be permitted to use the ground floor of the Hockey Hall of Fame building during the fair on the following conditions:

a) The period of use shall be for 8 days from 5 p.m., Sunday, July 17th 1977, to 5 p.m. Sunday, July 24th 1977.

b) The rental fee shall be $800.00.

c) A one foot space along three walls shall be reserved to cover any permanent cabinets or displays fixed to the walls which are necessary to avoid a major removal and storage cost during the period used by the Society.

and further -

That the Clerk-Comptroller be authorized to carry on negotiations as may be necessary to include normal lease conditions and report back to the Finance Committee for approval.

30. That a lease agreement be entered into with Cataraqui Bay Yachts Limited to operate a Ship's Chandler Service including sales and rentals of boats, boat motors and associated equipment at the Portsmouth Olympic Harbour in the form distributed to all members of Council with the following changes being made:

a) Inclusion of a clause to provide that any signs erected on the site shall be subject to the approval of the Lessor.

b) The Lessor shall maintain during the currency of the lease an insurance policy in the amount of $500,000. for public liability and property damage and evidence of such insurance satisfactory to the Lessor shall be deposited with the Corporation of the City of Kingston.

c) That this lease is entered into on the understanding that

30. (cont'd).

By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Area" shall apply until the Planning Board has reviewed the definition of "Marina" in By-Law No. 8499, "(Restricted Area) Zoning By-Law for the Corporation of the City of Kingston" and has made a recommendation to Council following this review.

(Note: It is the intention of this clause to make it clear that the sale of boats, motors and equipment is a legal use at the present time and unless the Planning Board recommends a modification to the definition of marina under By-Law 8499 this will become a legal non-conforming use.)

31. That a lease agreement be entered into with "Leonard Dover In Trust" for the Old Fire Hall located at 251 Ontario Street, Kingston, Ontario in the form distributed to all members of Council with the following typographical errors on the first page to be corrected:

a) Section 2.01 - date in the last line should be December 31, 1996.

b) Section 3.01, the date in the last line should be December 31, 1977.

32. That the Bill of Costs of the Ottawa law firm of McCann and Bayne, Solicitors for Mississauga Apartments Limited in the amount of $2,643.78 arising from Court action between the Corporation of the City of Kingston and Mississauga Apartments Limited and Arthur B. Smith for an Order by way of mandamus for issuance of a building permit be approved for payment as a charge to Finance Contingencies.

Respectfully submitted,

CHAIRMAN.

SCHEDULE "A" TO FINANCE REPORT NO. 126.

GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O., 1970

ROLL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. COM. BUS.	PERIOD MONTHS	EXPLANATION	REFUND		CANCELLATION	
							PUBLIC	SEPARATE	PUBLIC	SEPARATE
010-120-02800-0010	R.J. Nourry, Gen.Ins.	107 Wellington	1970	B	9	Bankrupt				34.09
010-130-00200-0030	Donalt Hult	162 Wellington	1974	B		Uncollectable			11.83	
010-130-01200-0080	Francis MacDonald	56 Brock St.	1974	B	24	Bus. Disc.			23.79	
010-130-01600-0030	Wilf Kordtis	320 King St.	1972	B	9	Bus. Disc.			64.04	
010-130-04500-0020	Smith Garden & Sports	237 Ontario	1973	B	12	Uncollectable				337.64
	" " "	"	1974	B	12	Uncollectable				414.02
010-140-01300	City of Kingston	163 Brock St.	1975	R		Duplicate Bill			283.55	
010-140-02500-0010	Kingston Card Shop	164 Princess	1974	B	12	50 to 30%	426.61			
" "	" " "	" "	1975	B	12	50 to 30%	472.68			
010-140-02600-0070	Infred Co.Canada Ltd.	10 Montreal St.	1974	B	12	Uncollectable			107.90	
010-140-07100-0050	Douglas Hornbeek	264 Princess St.	1971	B		Bus. Disc.			65.58	
010-140-07900-0010	James McCarey	238 Princess St.	1974	B		Collection Charge			21.17	
010-030-03800-0010	Dr. M. Whelan	157 King Street E.	1976	R	10	Duplicate Bill			95.58	
010-120-00100	City of Kingston	120-130 Johnson	1976		12	City owns			23.60	
020-030-01300-0160	Dr. A.V.F. Scott	800 Princess St.	1976	B		Duplicate 1975 Tax Credit			69.48	
020-050-11300-0010	Sun Oil Co. Ltd.	630 Princess St.	1975	B		50% to 30%	306.83			
020-130-07700-0011	Rita Beaudoin	336 Princess St.	1975	B		60% to 30%			192.12	
030-030-07300-0010	Peter Allen	214 Division St.	1973	B	6	Bus. Disc.			34.37	
030-040-03000-0020	Jose Orti	332A Barrie St.	1974	B	12	Duplicate			64.24	
030-050-02800	Reps of Raymond Walker	129 Colborne St.	1969	R	12	CP to RP			5.33	
030-070-09800-0050	Amey's Diamond Taxi Ltd.	50 Montreal St.	1975	B	8	Bus. Disc.				9.32
030-080-11000-0010	L&C Hitchon Ent. Ltd.	187 Princess St.	1974	B	6	Bus. Disc.			283.83	
030-090-02100	Seddy Springer	206-208 Wellington	1974	C to R	4	Assessment Error			27.71	
030-030-10500-0040	Lillian Landry	503A Princess St.	1974	B	7	Uncollectable			27.65	
030-030-10500-0040	Lillian Landry	503A Princess St.	1975	B	7	Uncollectable				31.00
030-080-07600-0010	J.P. Clements (Kingston) Ltd.	166 Queen Street	1974	B	5	Uncollectable			190.19	

GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O. 1970

ROLL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. BUS. COM.	PERIOD MONTHS	EXPLANATION	REFUND		CANCELLATION	
							PUBLIC	SEPARATE	PUBLIC	SEPARAT
040-010-11800	Mrs. Kosta Lach	Cataraqui St.	1973	R	12	Boathouse not used			14.91	
040-010-11800	Clive Babcock	" "	1974	R	12	" " "			14.19	
040-010-02700	Vincent Pelow	833-837 Montreal	1976	R	12	Assessment reduced			932.14	
040-030-07500-0040	Bob Joseph	213 Montreal St.	1972	B	9	Bus. Disc.				67.90
040-110-01100	Shek & Fin Dong	779 Division St.	1976	R	12	Assessment reduced			212.13	
040-140-03205	City of Kingston	Wilson St.	1975	R	12	City Owned			472.87	
040-010-05000	George A. Corkey	765 Montreal St	1972	B	12	Uncollectable				32.36
040-100-10100	City of Kingston	Duff Street	1976	locals	12	City Owned			219.38	
050-020-08200-0020	Lyle St.Amand	501 Frontenac St.	1975	B	5	Bus. Disc.			81.49	
050-020-12100-0010	Caduna Management Lt.	611 Princess St.	1974	B		Collection charges			171.18	
050-020-12400-0010	Edward Turner	513 Albert St.	1974	B	12	Bus. Disc.			43.03	
050-050-04100-0020	J&D Beauty Boutique	815 Princess St.	1974	B	12	Bankrupt			77.96	
050-060-01200-0040	Ontario Electrical	1085A Princess	1975	B	2	Relocated	28.45			
050-120-04100	Trevor Dossett	Division St.	1965	R	12	Owner unknown			7.74	
" " "	" "	" "	1966	R	12	" "			9.14	
" " "	" "	" "	1967	R	12	" "			9.86	
" " "	" "	" "	1968	R	12	" "			13.71	
" " "	" "	" "	1969	R	12	" "			14.19	
" " "	" "	" "	1970	R	12	" "			14.31	
" " "	" "	" "	1971	R	12	" "			14.66	
" " "	" "	" "	1972	R	12	" "			14.45	
" " "	" "	" "	1973	R	12	" "			14.27	
" " "	" "	" "	1974	R	12	" "			11.26	
" " "	" "	" "	1975	R	12	" "			12.28	
" " "	" "	" "	1976	R	12	" "			12.83	
040-140-03207	City of Kingston	Compton	1976	locals	12	City Owned			24.77	
050-140-16100	City of Kingston	Counter	1976	locals	12	City Owned			609.01	
050-020-12100-0010	Ethel Jacobson	611 Princess St.	1976	B	7	Uncollectable			194.62	

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GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O. 1970

ROLL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. BUS. COM.	PERIOD MONTHS	EXPLANATION	REFUND		CANCELLATION	
							PUBLIC	SEPARATE	PUBLIC	SEPARATE
060-103-02100-0070	P&M Enterprises	277 Bath Rd.,	1975	B		50% to 30%			324.24	
060-050-02800	City of Kingston	Old Quarry Rd.	1975	R	12	City Owns			12.82	
060-080-15600-0010	Car Doctor Ltd.	1137 Princess St.	1975	B		50% to 30%			880.39	
060-090-00300-0010	Honda City	323 Bath Rd.	1975	B		50% to 30%			162.40	
060-090-00400-0010	Sun Oil Co. Ltd.	331 Bath Rd.	1975	B		50% to 30%	204.00			
060-090-00600-0020	Fun Spot	349 Bath Rd.	1975	B	4	Uncollectable			83.39	
070-040-08700-0030	D&E Delivery	324 Victoria St.	1974	B	12	Bankrupt			14.97	
070-080-12400	Basil & Claire Keane	89 Yonge St.	1974	C	12	Expropriated				587.12
070-080-13000	Helen Zeissler	69 Yonge St.	1974	R	12	Expropriated			542.06	
070-080-13100	Hans Nickelsen	67 Yonge St.	1974	C	12	Expropriated			475.58	
070-080-14000	Grace Wilson	Yonge St.	1972	R	12	Uncollectable			20.38	
070-080-14000	" "	" "	1973	R	12	Uncollectable			19.14	
070-080-14100	" "	" "	1972	R	12	Uncollectable			20.38	
070-080-14100	" "	" "	1973	R	12	Uncollectable			19.14	
070-110-12618	Ronald Leeman	160 Calderwood	1975	R	7	Assess. Error		125.05		
070-110-12619	Robert Torrents	156 Calderwood	1975	R	7	Assess. Error	123.71			
070-080-12400-0010	Basil & Claire Keane	89 Yonge St.	1974	B	12	Business Disc.				140.93
							$1562.28	$125.05	$7383.23	$1654.38

UNFINISHED BUSINESS

BY-LAWS

(a) That By-Laws 1 to 5 be given their first and second reading.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 5 its third reading.

(c) That By-Laws 6 to 11 be given their third reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 124).

(FIRST AND SECOND READING) (PROPOSED NO. 8962)
Clause 1, Report No. 124, 1976

(2) A By-Law to Dedicate Certain City Owned Lands as Public Highway (Don Street).

(FIRST AND SECOND READING) (PROPOSED NO. 8963)
Clause 2, Report No. 124, 1976

(3) A By-Law to Authorize the Construction of a Storm Sewer in Palace Road from Brock Street to 38 Feet South of Carruthers Avenue, Including An Outlet at the Corporation's Expense, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READING) (PROPOSED NO. 8964)
Clause 24, Report No. 126, 1976

(4) A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 7 of The Local Improvement Act (Petition) (Kingscourt Area, Phase II).

(FIRST AND SECOND READING) (PROPOSED NO. 8965)
Clause 25, Report No. 126, 1976

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on December 13, 1976.

(THREE READINGS) (PROPOSED NO. 8966)
City Council Meeting No. 28

(6) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8895)
Clause 6(a), Report No. 82, 1976

(7) A By-Law to Authorize the Construction of a Storm Sewer and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8896)
Clause 6(b), Report No. 82, 1976

(8) A By-Law to Authorize the Construction of a Watermain and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 8897)
Clause 6(c), Report No. 82, 1976

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 100).

(THIRD READING) (PROPOSED NO. 8927)
Clause 1, Report No. 100, 1976

(10) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 5, 8, 9 and 10, Report No. 118)

(THIRD READING) (PROPOSED NO. 8953)
Clauses 5, 8, 9 & 10, Report No. 118, 1976)

(11) A By-Law to Provide for the Establishment of the Kingston Community Memorial Centre, the Swimming Pool and the Harold Harvey Arena as Recreation Centres Under the Provisions of the Community Recreation Centres Act, 1974

(THIRD READING) (PROPOSED NO. 8954
Clause 2, Report No. 120, 1976

MOTIONS

Local Govt

CITY COUNCIL MEETING NO. 28

The Regular Meeting of City Council was held in the Council Chambers at City Hall on Monday, December 13, 1976, at 8:00 P.M. His Worship, Mayor Speal, presided.

ROLL CALL

Mayor Speal, Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Travers, Ald. Webb. (14)

TABLING OF DOCUMENTS

K.O.P.E.C. Report
Mr. L. Dover, President of K.O.P.E.C. commented on the report.

(Note: Copies have been distributed to all Members of Council.)

C.O.J.O. Report
Colonel C. W. Jones, Director General of Yachting commented on report.

(Note: Copies have been distributed to all Members of Council.)

Mayor Speal presented gifts of appreciation to:

Mr. L. Dover, President of K.O.P.E.C.
Colonel J. Knowlton, Executive Director of K.O.P.E.C.
Colonel C. W. Jones, Director General of Yachting

MINUTES

Moved by Ald. Timmins,
Seconded by Ald. Travers,

That the Minutes of City Council Meeting No. 26, held on November 22, 1976, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 752 to 758 for presentation to Council.

To Be Filed

(722) From The Canadian Cystic Fibrosis Foundation, expressing thanks for the donation from City Council to the Ontario Division Conference.

(723) From The Bureau of Municipal Research, dated November, 1976, a copy of *Legislative Attempts to Control Urban Growth in Canada,* a bulletin issued by the Bureau of Municipal Research.

(Copies have been distributed to all Members of Council.)

(724) From The Ministry of Treasury Economics and Intergovernmental Affairs, Eastern Ontario Regional Office, dated November 22, 1976, with reference to a proposed seminar concerning the role and responsibilities of Councils and Councillors.

AO5

(Copies have been distributed to all Members of Council)

COMMUNICATIONS (cont'd)

To Be Filed (cont'd)

(725) From The Bureau of Municipal Research, dated November 1976, a paper entitled, *"RESTRAINT WITHOUT HARDSHIP: HOW DO WE KNOW?"*

(Copies have been distributed to all Members of Council.)

(726) Copy of Minutes of a General Meeting of The Cataraqui Region Conservation Authority, Held November 17th, 1976 at The 401 Inn.

(727) Copy of Minutes of The Executive of The Carataqui Region Conservation Authority, November 10th, 1976, Authority Office, Little Cataraqui Creek Conservation Area.

(728) From Cataraqui Region Conservation Authority, R.R. # 1, Glenburnie, Ontario, notice of cancellation of General Meeting of the Authority, originally scheduled for December 15th, 1976.

(729) Speech for Mr. Jean-Robert Gauthier, M.P.Parliamentary Secretary to Minister of State for Urban Affairs to Seneca College Real Estate Conference, November 23, 1976. Re: Assisted Home Ownership and Assisted Rental Programs.

(730) From Ontario Municipal Board, appointing January 27, 1977 at 10:00 A.M. for a hearing on the hazard lands designation of the Case property (2.5 acres on south side of Bath Road) in official Plan Amendment No. 71.

(731) From Keith C. Norton, M.P.P; Kingston and The Islands, acknowledging receipt of City of Kingston's endorsation of an amendment to Section 117.1 of the Workmen's Compensation Act, concerning time limits for reporting accidents.

(732) From Keith C. Norton, M.P.P., Kingston and The Islands, acknowledging receipt of a copy of a letter to Mr. MacDonald Dunbar, Executive Director, Association of Municipalities of Ontario, regarding the resolution passed concerning Ontario Hydro's rate increase.

(733) From John R. Rhodes, Minister, Ministry of Housing, dated November 17, 1976, granting approval to City of Kingston By-Law No. 8943, a By-Law to amend the Redevelopment Plan pursuant to Section 22(7) of The Planning Act, R.S.O. 1970.

(734) From the Ministry of Transportation and Communication requesting cooperation of the City of Kingston in applying "Identification Decals" to their transit vehicles to inform the general public using this service that the Provincial Government is directly subsidizing the transit system.

(735) Copy of the Minutes of the Frontenac County Board of Education, 1975.

To Be Referred to Planning Board

(736) From School of Urban and Regional Planning Queen's University, a pamphlet entitled *"Directions for Planning Small Communities"*, a series of Seminars and Workshops beginning January 15, 1977.

COMMUNICATIONS (cont'd)

Which Has Been Referred to Planning Board

(737) From Mr. & Mrs. R. Tennant, 217 Nelson Street, dated November 29, 1976 supporting Zoning By-Law No. 8926, "A By-Law to amend By-Law No. 8499, 'Restricted Area (Aoning) By-Law of the Corporation of the City of Kingston' (Rezone Property on Nelson and Princess Streets from A to A.123 and from C.to C.123)", but objecting to any type of solid wall on the North boundary of the property in question.

(738) Copy of letter from Cataraqui Region Conservation Authority Re: Procedures for Processing Fill Regulations.

Which Has Been Referred to Finance and Accounts Committee and Community Services Committee

(739) From George Ambury, President, Social Planning Council of Kingston and District requesting that Council consider the Proposal from the Board of Directors of The Social Planning of Kingston and District concerning handicapped persons.

Will Be Referred to Community Services and Finance and Accounts Committee

(740) Copies of *"Cutbacks"* their impact on social, health and education programs in the Kingston Community - By Eva Bencze and Kerry White - Community Information Services, Kingston, Ontario. 1976.

(Summaries have been distributed to all Members of Council.)

To Be Referred to Community Services Committee

(741) From Mrs. Irene Mooney, Treasurer & Publicity, Cataraqui, Frontenac, and St. Lawrence Ward Ratepayer Association, dated December 6, 1976, requesting Kingston's City Council to consider making submission to Ontario Government with regard to changing the Municipal election date for all voters to the first Monday in November.

(742) From The Corporation of The City of Windsor requesting that the following resolution be supported.

> *"WHEREAS the Municipal and School Tax Credit Assistance Act provides persons 65 years of age and over with credit or refund equivalent to one-half of the municipal taxes imposed with respect of any real property that is owned and occupied by such persons, to a maximum of $150.00; and*
>
> *WHEREAS this limit has been in effect for several years; and*
>
> *WHEREAS municipal taxes have continued to increase during this period of time but the maximum allowable credit has remained the same, and*
>
> *WHEREAS many persons in this age bracket have taken advantage of this act to reduce their taxes and remain in their own homes;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario be petitioned to urge amendment to the Municipal and School Tax Credit Assistance Act to provide for an increase in the limit of such credit provided thereunder, to be $300.00; and further, that this resolution be forwarded to other cities in Ontario for endorsation and to the Board of Directors of the Association of Municipalities of Ontario for support."*

COMMUNICATIONS (cont'd)

To Be Referred to Public Works Committee

(743) From B.J. McCaffery, Secretary-Treasurer, Ontario Good Roads Association, a letter informing Council of "Ontario Good Road Association Annual Convention" to be held February 21st, 22nd, 23rd, 1977.

Which Has Been Referred to The City Negotiating Committee

(744) From The Kingston Firefighters Association proposing amendments to the 1976 collective agreement.

Which Has Been Referred to the Housing Sub-Comittee

(745) Copy of Central Mortgage and Housing Corporation, Canadian Housing Statistics "Monthly Supplement = August, 1976"

To Be Filed

(746) From C.R. Tindal, Ph.D. Program Advisor, Municipal Administration, notice of Municipal Government Courses at St. Lawrence College.

(747) Copy of *Background* dated November 19, 1976, from the Honourable Darcy McKeough, Treasurer of Ontario.

(Copies have been distributed to all Members of Council.)

(748) From Association of Municipalities of Ontario, Toronto, Ontario, a copy of *"AMO NEWS"* dated November, 1976.

(Copies have been distributed to all Memebers of Council.)

(749) From J. W. Fraser, President, Bureau of Municipal Research, Toronto, thanking Council for their generous support of the Bureau and for the confidence you have expressed in their ability to recommend meaningful improvements to local government in Ontario. Also enclosing receipt for membership in the Bureau.

To be Referred to Planning Board

(750) From Mr. J.B. Sampson, dated December 8, 1976, requesting that the restriction proposed to be imposed on the establishment of a MacDonald's Restaurant at 1141 Division Street, be waived.

To be Referred to the Transportation Committee

(751) From Mr. J.K. Fee, General Manager of the Public Utilities Commission, requesting Council approval of a list of new bus stops in Marker Acres and Crestview Subdivisions. The new stops are required for proposed changes to bus routes in the area as it develops, and were approved at the Public Utilities Commission meeting held on December 7, 1976.

To Be Filed

(752) Copy of Report of the results of the Municipal Election held on Monday, December 6, 1976. (See schedule attached hereto - Page 829)

Note: (Copies have been distributed to all Members of Council.)

(753) From Public Health Nurses of the Kingston, Frontenac and Lennox and Addition Health Unit stating their duties in detail.

Note: (Copies have been distributed to all Members of Council.)

COMMUNICATIONS (cont'd)

To Be Filed

(754) From R.J.A. Quenneville, Secretary-Treasurer-Manager, and his staff, Kingston Housing Authority, commending to Council the efforts put forward by Fire Chief Cowdy and his staff during the fire that destroyed the Abramsky warehouse adjacent to their office.

To be referred to Finance and Accounts Committee

(755) From Douglas L. Hardtman, City Solicitor for Kingston, letter advising of his wish to terminate his appointment of City Solicitor for Kingston, effective March 1, 1977.

To be referred to Planning Board

(756) From Ontario Hydro a copy of report from Marshall Macklin Monaghan Limited in reference to community impact resulting from construction and operation of Lennox Generating Station.

To be referred to Transportation Committee

(757) From The Association of Women Electors of the Kingston area, submitting five recommendations concerning traffic problems in regard to the O.H.C. proposed development of block "S" on Bath Road and Portsmouth Avenue.

To be referred to Planning Board

(758) Rideau Trail Association, submitting comments on their concerns about preserving the natural recreational and aesthetic qualities of the areas of the Rideau Trail adjacent to property of Mr. A. B. Smith, south of Princess Street.

(Note: Copies have been distributed to all Members of Council.)

PETITIONS

REPORTS

Ald. Keyes presented Report No. 121 of the City of Kingston Planning Board as follows:

Moved by Ald. Keyes, Seconded by Ald. Mackenzie, that Report No. 121 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 121

To the Mayor and Aldermen November 23, 1976

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board

The City of Kingston Planning Board reports and recommends as follows:

1. That the account of Paterson Planning and Research Limited in the amount of $15,000 in connection with the Housing Policy Study, be authorized for payment.

CARRIED

2. WHEREAS Mr. R. S. Chahal has applied to amend the Official Plan and Zoning By-Law No. 8499 so as to permit the conversion of a six unit apartment building located at 102 Joseph Street into a nine unit apartment building; and

WHEREAS the Official Plan establishes a policy of stabilizing this neighbourhood at a low density; and

WHEREAS the proposed change, if approved, would provide for an increase from medium to high density on the subject property; and

WHEREAS there are no circumstances, unique to this property, which justify an increase in density which is contrary to the policies of the Official Plan;

THEREFORE BE IT RESOLVED that it be recommended to Council that this application be not approved.

CARRIED 13:1
(Ald. McArthur opposed)

3. That the plans submitted by A. Gurnsey (Proac Developments) for the construction of 86 two-storey town houses on a 5.4+ acre site located at the southwest corner of Counter Street at Aberfoyle Road:

Plan No. 1 - Site Plan - Oct. 13, 1976
Revised Nov. 9, 10, 22, 1976
Plan No. 3 - Elevations - November 22, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) *that development be in accordance with the above listed plans;*

(b) *that a landscaping plan be submitted for City approval within one year;*

(c) *that, if garbage pickup is not to be by means of a private container pickup service, it is desirable that householders place their garbage adjacent to a through garbage truck route within the site, or on the boulevard of adjacent public streets. Those units which are not conveniently located to do this, may place garbage on a garbage pad or pads, the design and location of which shall be subject to the approval of the Commissioner of Works.*

(d) *that all access roads and parking areas be paved;*

(e) *that a 4½ ft. high chain link fence be constructed along the entire Counter Street frontage of the site;*

(f) *that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.*

CARRIED

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board (cont'd)

4. WHEREAS R.R.A.P. is an auxilliary program to N.I.P. and depends on the continued success of N.I.P. for its own success; and

WHEREAS any embarrassment or difficulty with the delivery of R.R.A.P. at the local level will only cause severe damage to N.I.P. in the eyes of the community; and

WHEREAS there has been successful response to the R.R.A.P. program; and

WHEREAS one of the main objectives in the N.I.P. Redevelopment Plan, is to assist low and moderate income tenants and homeowners; and

WHEREAS R.R.A.P. loans assist homeowners to meet the municipal property standards or better; and

WHEREAS it has resulted in the overall improvement in the N.I.P. area; and

WHEREAS R.R.A.P. loan applicants are awaiting the release of funds;

THEREFORE BE IT RESOLVED that it be recommended that Council ask the Minister of Housing to release the 1977 R.R.A.P. funds at the earliest possible date.

CARRIED

5. That, as recommended by the Local Architectural Conservation Advisory Committee and the Steering Committee for the Market Square Study, Mrs. Lily Inglis, Architect, be retained as consultant to prepare proposals for the retention and enhancement of the buildings on Brock, King and Market Streets facing the Market Square, and that such proposals include the following as required by the Ontario Heritage Act:

   1. The preparation of an Official Plan amendment;
   2. The preparation of a By-Law of Intent to Study the Area;
   3. The carrying out of an Heritage Conservation District Study as provided for in Appendix A "Form and Content of Heritage Conservation District Studies" of Guidelines on the Designation of Heritage Conservation Districts;

AND FURTHER, that the study is to be conducted under the direction of a Steering Committee comprised of one representative each from the Market Square Owners and Tenants Association, the Local Architectural Conservation Advisory Committee and the Frontenac Historic Foundation and the fee to the Consultant shall not exceed $5,000.

(Note: The unexpended funds will be treated as a 1977 liability.)

CARRIED 13:1
(Ald. Timmins opposed)

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board (cont'd)

December 7, 1976

6. That the following procedure be approved with respect to applications for development control approval:

   (1) *Building Inspection Department receives building permit enquiry, refers applicant to Planning Department to apply for development control approval.*

   If an application for development control approval is not in conformity with the zoning by-law, the applicant will be advised that the application cannot be accepted.

   If an application is accompanied by a rezoning application it shall be processed when and if Council approves the rezoning application and the day following the date of such rezoning approval shall be regarded as the effective date of submission of the development application.

   (2) *Planning Department receives application for development control approval and refers it:*

      (a) *to Technical Planning Committee for advice on requirements to be included in development agreement;*

      (b) *to the Site Plan Committee for advice on external design.*

   (3) *Planning Department submits report to Planning Board incorporating recommendations of the Technical Planning Committee and the Site Plan Committee.*

   (4) *Planning Board recommends approval of report to Council.*

   (5) *Upon Council approval of report, Clerk-Comptroller's Department prepares development control agreement which will include Technical Planning Committee requirements. The development control agreement will include requirements for the provision of services, such as sewers, roads, etc., which have been the City's standard requirements in the past, and will also include site plan provisions as previously required in the City's standards site plan agreement.*

   (6) *Clerk-Comptroller's Department notifies Planning Department of signing of development control agreement.*

   (7) *Clerk-Comptroller's Department notifies Building Inspection Department that building permit may be issued in accordance with approved development agreement and approved site plans.*

   (8) *Landscaping plans, when required, will be submitted to the Commissioner of Parks and Recreation for a recommendation to Planning Board.*

CARRIED

7. WHEREAS a site plan agreement is in effect for property located at 330-334 Sydenham Street and construction of a six unit apartment building had not started within six months of approval, and under these circumstances a new site plan is required; and

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board (cont'd)

7. (cont'd)

WHEREAS new site plans have been submitted by Mr. John Van Duinen, which are acceptable to the Site Plan Committee and Planning Board;

THEREFORE BE IT RESOLVED that Council approve the following site plans:

Plot Plan - October, 1975 - revised September 21, 1976
Elevation & Cross Section - February 9, 1976
Basement Plan - February 9, 1976.

CARRIED

8. WHEREAS the Neighbourhood Improvement Program Redevelopment Plan, approved by the Minister of Housing on September 15th, 1975 provides for further implementation (Section II) subject to a further allocation of funds by the Federal and Provincial Governments and the City; and

WHEREAS Federal and Provincial funds are now available for 1977 provided that a request for allocation is received by the Minister of Housing in 1976;

THEREFORE BE IT RESOLVED that application be made for a Federal contribution of $427,158.50 and a Provincial contribution of $213,579.25 under the terms of Part III - I of The National Housing Act, and pursuant to the agreement between the Province of Ontario and Central Mortgage and Housing Corporation dated December 10th, 1973.

CARRIED

9. WHEREAS the City of Kingston has an easement in perpetuity over a strip of land connecting Glengarry Rd. and Inverness Cres; and

WHEREAS the land was intended to be used for a walkway which is not now considered to be necessary;

THEREFORE BE IT RESOLVED that the following lands be quitclaimed to the four adjacent lot owners:

(a) the easterly 5' of lot 83, registered plan 1390;
(b) the westerly 5' of lot 82, registered plan 1390;
(c) the westerly 7.5' of Block 'F', registered plan 1615;
(d) the easterly 7.5' of Block 'F', registered plan 1615;

AND FURTHER, that the quitclaim shall be subject to the following conditions:

(a) that all four lot owners agree to accept ownership of the land;

(b) that all existing easement rights of the Public Utilities Commission are retained;

(c) that quitclaim include a clause prohibiting the lands from being used for tree planting or permanent structures.

CARRIED

10. That the application for renewal of the fill application dated August 13, 1976 submitted by Superior Propane Limited, 216 Division Street, Lot 24, Concession 3, City of Kingston, for the purpose of storing tanks, be approved.

CARRIED

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board (cont'd)

11. That the Provincial Government be requested to extend development control in The Planning Act to include the height of buildings, and further, that this request be referred to other municipalities for endorsement.

CARRIED 13:1
(Ald. Matthews opposed

12. That the plans submitted by Ontario Housing Corporation for the construction of a town house condominium development on 9.017 acres of land located at the south west corner of Bath Road at Portsmouth Avenue;

Plan #4 - Typical Elevations & Cross Sections - Aug./76
Plan M - Site Services - Revised Aug. 30, 1976
Plan #2 - Site Plan - October 19, 1976

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

(a) *that development be in accordance with the above listed plans;*

(b) *that the westerly access road to Van Order Drive be deleted and the land thus freed be used for 2 additional dwelling units fronting on the internal loop road;*

(c) *that the easterly access route to Van Order Drive over Block 'T-T' be used for an emergency access route only and that it be suitably barricaded;*

(d) *that an entrance allowing complete left and right turn traffic movements onto Portsmouth Avenue with suitable turning lanes and channelization be constructed at a point 120'± north of the south boundary of the site, and the dwelling units at this location to be relocated southerly resulting in a reduction of one dwelling unit.*

(e) *that the building setback from Bath Road be increased from a minimum distance of 35' to a minimum average distance of 59' (i.e. 48' minimum at the easterly end of the site increasing to 70' at the westerly end);*

(Note: The additional amendments are illustrated on plans prepared by Mr. E. A. Cromarty, Architect, dated December 7, 1976 as follows:

Scheme 1 - Site Plan
Scheme 2 - Site Plan (Overlay)
Scheme 4 - Site Plan (Overlay)

(f) *that should a bus stop location be approved on the south side of Bath Road at Portsmouth Avenue, a sidewalk shall be constructed to connect from it to the north east corner of the internal loop street;*

(g) *that a chain link fence of 4' minimum height be constructed along the south boundary of Bath Road from Portsmouth Avenue to connect to the existing fence along the north boundary of Lafleur Park.*

(h) *that all street intersections have a minimum pavement radius of 25';*

REPORTS (cont'd)

Report No. 121 - City of Kingston Planning Board (cont'd)

12. (cont'd)

(i) that the City will fulfill its standard garbage pickup procedure for individual units if satisfactory snow removal by the owners is carried out;

(j) sidewalks shall be constructed to connect the north east and south east corners of the interior loop street to Lafleur Park;

(k) a landscaping plan shall be submitted for City approval within one year;

(l) that all streets and parking areas shall be paved and curbed;

(m) all matters with respect to services under the jurisdiction of the Board of Works shall be constructed to City standards as specified for standard subdivisions and are subject to standard subdivision procedures for bonding and inspection;

(n) that the facilities and matters referred to in this agreement shall be provided and maintained by the Owners at their sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of the Municipal Act, R.S.O. 1970, Chapter 284 apply.

CARRIED 13:1

(Ald. Keenleyside opposed)

13. WHEREAS application for Development Control approval has been received for a town house condominium development on 9.017 acres of land at the south west corner of Bath Road at Portsmouth Avenue; and

WHEREAS By-Law 7818 requires a 5 per cent conveyance of land or cash for park purposes prior to issuance of building permits for three or more dwelling units;

THEREFORE BE IT RESOLVED that 0.45 acres of land at the easterly end of the development be accepted in fulfillment of the 5 per cent conveyance.

(Note: This site is adjacent to Lafleur Park which will be increased from 4.56 acres to 5.01 acres by the conveyance.)

CARRIED 12:2

(Ald. Keenleyside & Ald. Matthews opposed)

Respectfully submitted,

(Signed) *Ken Keyes (Chairman)*
Judith Mackenzie
K. W. Matthews
D. G. Timmins

REPORTS (cont'd)

Alderman Breen presented Report No. 122 of The Public Works Committee as follows:

Moved by Ald. Breen, Seconded by Ald. French, that Report No. 122 of the Public Works Committee be received and adopted clause by clause.

Report No.122

December 7, 1976

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - the Royal Canadian Legion be permitted to connect storm water from their new building on Wellingt St to the Wellington St combined sewer and, if possible, at a catch basin at the south-east corner of Wellington St and Barrack St throu a separate storm lateral at an elevation to facilitate future sewer separation.

Note The site will be virtually all hard surfaced so that the storm water runoff from the site could create a nuisance for the public.

The Wellington St sewer system has adequate capacity and there is no record of basement floodings in this area.

CARRIED

2. That the tender of Mr. D.R.Kennedy, 232 Kingscourt Ave., in the amount of $3300.00, for supplying ancillary maintenance servi which includes the removal of dead animals and general safeguarding against involuntary hazards and conditions relating to public thorou fares, be accepted being one of the lowest tenders received with the contract to take effect from December 1, 1976 for a continuous perio of one year with mutual cancellation rights upon thirty days notice.

Note Mr. Kennedy has satisfactorily provided this service for some considerable time.

CARRIED

3. That the quotation of Bennett Paving and Materials Ltd, to supply 500 tons of permanent all-weather patching asphalt for winter road repairs at a price of $16.30 per ton delivered to the Ci Yard, be accepted being the lowest quotation received, subject to th approval of the Ministry of Transportation and Communications.

CARRIED

4. That the account of Bennett Paving and Materials Ltd, for the supply of 185 tons of asphalt for road repairs to the sewer and watermain cut on Division St., at a price of $14.50 per ton for a total of $2682.50, be paid being the only source of supply.

CARRIED

REPORTS (cont'd)

Report No. 122 - Public Works Committee (cont'd)

5. That the following tenders for supply of Foremen's Work Clothing be accepted being the lowest tenders received -

Mr. L.Kiwak	
26 brown blazers	$2158.00
26 beige trousers	754.00
26 grey trousers	832.00
26 long sleeve shirts	253.50
26 short sleeve shirts	253.50
Sainthill-Levine Ltd	
52 neckties	101.40
	$4352.40
plus Provincial Sales Tax	304.67
Total	$4657.07

TABLED for consideration in 1977.
(See Following Motion)

Moved by Ald. Hawkins, Seconded by Ald. Matthews, that Clause 5, Report No. 122, be Tabled for consideration in 1977.

CARRIED 8:6

6. That the following resolution of The Regional Municipality of Niagara be endorsed -

"That the Ministry of Transportation and Communications be requested to continue their program of municipal training courses."

CARRIED

7. That the Commissioner of Works be authorized to purchase one two-way radio from Star Electronics at cost of $862.31 (T.I.P.) and that the expenditure be charged to City Yard Account #313-34 - Radio Communication and Telephone, provided delivery can be obtained before the end of 1976.

Note The Department has a two-way radio in a sander/plow truck which has been extremely useful in that it has been possible to dispatch it to the various trouble spots as soon as trouble was reported.

Star Electronics is the only local source of supply of the the type of radio equipment now in use.

CARRIED

Respectfully submitted,

(Signed) *B. E. Breen (Chairman)*
T. D. French (Vice-Chairman)
Judith Mackenzie
N. E. McArthur
D. J. Travers

REPORTS (cont'd)

Ald. Keenleyside presented Report No. 123 of the Parks and Recreation Committee as follows:

Moved by Ald. Keenleyside, Seconded by Ald. Timmins, that Report No. 123 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 123

December 9, 1976

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

J.S.Electric Ltd - $1499.52 - electrical work on cement breakwater, repairs to electrical installations on floats and installation of Pyro cable at Confederation Basin Marina, being the lowest quotation received.

Glen Lawrence Const Co Ld - $4530.00 - rental of equipment with operator and supply of materials to construct a tennis court at St. Paul's School, McMahon Ave being lowest quotation received -

Cost of project -	
base preparation and hard surface	$12,020.00
total fencing enclosure	4,300.00
Total cost	$16,320.00

Allocation of Cost	
Parent Advisory Committee	$ 3,930.00
Wintario	7,860.00
Parks and Recreation Account 421-87 - Contributions from Revenue Fund - Park Development	4,530.00
Total	$16,320.00

CARRIED

2. That the Kingston Whig Standard be permitted to sponsor a Red Cross Blood Donar Clinic in Memorial Hall on Thursday, January 6, 1977, and that no charge be made for the use of the Hall.

CARRIED

Respectfully submitted,

(Signed) *J. L. Keenleyside (Chairman)*
D. G. Timmis
J. Hawkins
Judith Mackenzie
K. W. Matthews

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 124 of the Transportation Committee as follows:

Council consented to the amendment of clause 5 to read:

5. "That, monthly parking rates be increased from $15.00 to $20.00 and meter rates be increased to 10¢ per hour on the Barrack Street parking lot effective January 1, 1977."

Moved by Ald. Gerretsen, Seconded by Ald. Allmark, that Report No. 124 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 124

To the Mayor and Aldermen: December 8th, 1976

The Transportation Committee reports and recommends as follows:

1. That a yield sign be installed on Barbara Avenue at Alfred Crescent.

CARRIED

2. That, a By-Law be presented to authorize dedication of that portion of City owned road allowance named Don Street in the Charles A. Smith development.

CARRIED

3. That, monthly parking rates in the Hanson Parking Garage for those monthly parkers from Hotel Dieu Hospital be increased from $15.00 to $20.00 per month effective January 1, 1977.

CARRIED 13:1
(Ald. Webb opposed)

4. That, monthly parking on the Angrove Parking Lot be discontinued effective January 1, 1977, it being noted that the present monthly parkers will be transferred to the Barrack Street parking lot.

CARRIED

5. That, monthly parking rates be increased from $15.00 to $20.00 and meter rates be increased to 10¢ per hour on the Barrack Street parking lot effective January 1, 1977.

CARRIED AS AMENDED 13:1
(Ald. Webb opposed)

6. That, monthly parking rates for the Tower Street parking lot be increased from $10.00 to $15.00 per month, effective January 1, 1977.

It should be noted that monthly parking was permitted at a time when there was surplus parking available and the demand for short term parking was low.

It is the intention to reduce the number of monthly parkers effective April 1st, 1977 as the need for short term parking is rapidly increasing. The extent of the reductions will be determined by a survey, to be conducted in March 1977.

CARRIED

REPORTS (cont'd)

Report No. 124 - Transportation Committee (cont'd)

7. That, the practice of paying parking tickets at Chartered Banks be discontinued as offenders were being unduly summonsed due to the lapse in time before the tickets and payments were received at City Hall.
It was also noted that, on the average, only 3% of the tickets issued per month were being paid in this manner.

CARRIED

Respectfully submitted,

(Signed)
J. P. Gerretsen (Chairman)
G. Allmark (Vice-Chairman)
T. D. French
J. Hawkins
D. J. Travers

* * *

Ald. Webb presented Report No. 125 of the Community Services Committee as follows:

Council consented to the amendment of clause 12 as follows:

(a) To delete the sum of "$975.79" and the word "furnace", and
(b) To substitute, therefore, the amount "$974.87", and the words "heating system."

Moved by Ald. Webb, Seconded by Ald. Matthews, that Report No. 125 of the Community Services Committee be received and adopted clause by clause.

December 9, 1976.

REPORT NO. 125

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to provide as follows:

   a) Fees for an unneutered male dog and an unspayed female dog shall be $12.00 for the first dog.

CARRIED

2. That, as recommended by the Purchasing Agent, tenders be accepted in part for those items respectively indicated on the summary of Tender No. 77-1 as being the lowest or one of the lowest tenders received with the exception of tea bags for which the tender of Mother Parker's will be accepted.

   (A copy of the Summary of Tender No. 77-1 -Rideaucrest Food: Jan; Feb; and Mar; was distributed to all members of Council.)

CARRIED

REPORTS (cont'd)

Report No. 125 - Community Services Committee (cont'd)

3. That, as recommended by the Purchasing Agent, the tender of Cherney Bros. in the amount of $9,464.53 for the provision of draperies for Rideaucrest Home being the lowest tender received be accepted.

(Note: There are sufficient funds in the 1976 Budget for this purpose).

CARRIED

4. That, in honour of Mrs. S. Buck, Social Services Administrator, the Work Activity Project be named, "The Stella Buck Work Activity Project".

CARRIED

5. That the amount of $3,000 be paid to the Kingston Day Care Inc. to cover the cost of handicapped childred referred to the Centre by the Social Services Administrator during the months of November and December.

- and further -

That the following budget transfers be approved:

ACCOUNT	INCREASE	DECREASE
3750-General Welfare Assistance		$3,000.
3789 - Kingston Day Care	$3,000.	

(Note: The funds in the budget are expended for day care services for Kingston Day Care Centre Incorporated. These funds are being provided for the care of handicapped children who are unable to be accommodated elsewhere.)

CARRIED

6. That accounts of Kingston Day Care Inc. be paid at the 1976 rate of $12.15 per pupil day until execution of a new agreement for 1977.

CARRIED

7. That accounts of Family Day Care Inc. be paid at the 1976 rate of $8.08 per pupil until execution of a new agreement for 1977.

CARRIED

8. That accounts of Victorian Order of Nurses be paid at the 1976 rate of $10.75 per visit until execution of a new agreement for 1977.

CARRIED

9. That accounts of the Canadian Red Cross Society be paid at the 1976 rate of $28.00 per visit until execution of a new agreement for 1977.

CARRIED

10. That a petty cash account be established for the Oakwood Day Care Centre in the amount of $25.00.

CARRIED

REPORTS (cont'd)

Report No. 125 - Community Services (cont'd)

11. That an agreement be entered into with the Ontario Dental Association for 1977 on the same terms and conditions as 1976.

(Note: The agreement provides for the administration of a Dental Plan for Welfare Recipients and expires on December 31st 1976. A charge of 5% of the amount of the aggregate billing is made.)

CARRIED

12. That the account of Warren Supply in the amount of $974.87 for materials for the repair of the heating system at the Work Activity Project be approved for payment.

(See Clause 2, Finance Report 126, re budget transfer to cover the above expense.)

CARRIED AS AMENDED

13. That the quotation of Superior Glass and Glazing in the amount of $772.00 for supplying material and installation of a divider and door at the Brock Street Fire Station being the lowest quotation submitted be accepted.

(This will provide space outside the Fire Prevention Office for plans review, etc.)

(See Clause 11, Finance Report 126, re budget transfer to cover the above expense.)

CARRIED

14. That NO ACTION be taken on the following resolution of the City of Windsor:

RESOLUTION - CITY OF WINDSOR - MUNICIPAL ELECTION CAMPAIGN FUNDS

The following resolution was received from the City of Windsor:

'WHEREAS the Federal and Provincial Governments have recognized the wisdom of encouraging a broad base for the funding of election campaigns, and have implemented measures which:

(1) place upper limits on the donations to campaigns;
(2) provide for independent auditing of the finances of campaigns;
(3) provide for the publication of the financial aspects of election campaigns;
(4) provide contributors to election campaigns with tax credits based on the contributions; and

WHEREAS municipal election campaigns in larger cities can be very costly to the candidates involved, thus discouraging less affluent candidates; and

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REPORTS (cont'd)

Report No. 125 - Community Services Committee (cont'd)

14. (cont'd).

WHEREAS in particular, the availability of tax credits to contributors to federal and provincial campaigns, but not to municipal campaigns, tends to make fund-raising even more difficult at the municipal level, with the result that municipal campaigns are further down-graded at a time when public interest in municipal campaigns is already low;

THEREFORE BE IT RESOLVED that the Ontario Provincial Government be petitioned to enact legislation to provide for:

(1) limits on the size of donations from a single source;
(2) independent verification and publication of the finances of campaigns; and
(3) tax credits to contributors

for municipal election campaigns in the Province of Ontario, at least in the large urban municipalities; and

BE IT FURTHER RESOLVED that the Federal Government be petitioned to co-operate with the Provincial Government in this task, with particular reference to the granting of tax credits at the Federal level.

CARRIED

15. That the following resolution of the Town of Wallaceburg BE ENDORSED:

"WHEREAS the Federal Government has passed legislation to provide for the establishing of the Anti-Inflation Board and Anti-Inflation guidelines to control certain prices and wages in the Dominion of Canada;

AND WHEREAS these guidelines exclude Natural Gas and other petroleum resources;

AND WHEREAS by agreement with the Federal Government, the Province of Ontario, its municipalities and agencies are brought within the jurisdiction of the Anti-Inflation Board;

AND WHEREAS Ontario Hydro, a Crown Corporation of the Province of Ontario has sought and been granted by the Ontario Energy Board a rate increase of 30.3% on energy being marketed in Ontario;

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Town of Wallaceburg petition as follows:

1) That the Government of Canada be requested to review and amend the legislation enacting the Anti-Inflation Program to include all wages and all prices so as to include controls for all user charges and other exempted rates, tariffs, etc., including natural gas and other petroleum resources.

2) That the Government of the Province of Ontario be requested to review and amend its policies respecting application of the Anti-Inflation guidelines so as to include rates charged by Ontario Hydro and other Crown Corporations.

REPORTS (cont'd)

Report No. 125 - Community Services Committee (cont'd)

15. (cont'd).

3) That this resolution be forwarded to the Government of Canada and the Government of the Province of Ontario with copies and a request for endorsement to all municipalities in Ontario."

CARRIED

Respectfully submitted,

(Signed) *G L Webb (Chairman)*
K. W. Matthews (Vice-Chairman)
G. Allmark
Neil McArthur

* * *

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 126 of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen, Seconded by Ald. Webb, that Report No. 126 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 126

December 8, 1976

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Community Services Committee, the following budget transfers be approved:

From	To	Amount
9980 - Community Private Home Services	9900 - Salaries - Residents' Social Services, Activities and Comforts	$ 8,000.
9980 - " " " "	9931 - Salaries - Housekeeping Services	$10,000.
9915 - Raw Food Costs	9940 - Salaries - Laundry & Linen Services	$ 5,000.
9971 - Equipment - Replacement & Operation	" " " "	$ 1,000.
9951 - Salaries - Bldg. & Property	" " " "	$ 7,000.

CARRIED

2. That, as recommended by the Community Services Committee, the following budget transfers be approved:

Account	Increase	Decrease
3755-Homemakers		$2,800.
3762 - Other Supplementary Aid	$2,800.	
3750 - General Welfare Assistance		$6,000.
3780 - Capital Expenditures - Work Activity Project	$1,200.	
General Welfare Assistance-Revenue		$4,800.

CARRIED

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd)

3. That, as recommended by the Community Services Committee, the following budget transfers be approved:

From

386-01 - Building Inspection - Salaries	$5,084.
3800 - Members of Council	575.
386-09 - Consulting Fees	100.

To

386-29 - Building Inspection - Car Allowances	$2,779.
386-41 - Group Insurance	2,554.
386-43 - Building Inspection - Maintenance of Equipment	164.
386-39 - Building Inspection - Office Supplies	262.

CARRIED

4. That, as requested by the Community Services Committee, the amount of $6,000 be transferred from the "Finance - Contingencies" to the "Legislation Account - Workmen's Compensation" to cover additional charges to the Workmen's Compensation Account because of increased claims.

CARRIED

Ald. Gerretsen declared a conflict of interest in Clause 5, as he acts as solicitor for one of the parties.

5. That the action of the Mayor and Clerk-Comptroller in giving the City's consent to the transfer of ownership from Kingcole Condominiums to individual owners of the condominiums at Thomas and Cowdy Streets be ratified and confirmed it being noted that this consent was necessary due to the fact that the Agreement between Kingcole Homes Incorporated and The Corporation of the City of Kingston and the Public Utilities Commission of the City of Kingston, dated June 28, 1976 and registered October 5th 1976, as Instrument No. 282143 was registered on title.

CARRIED 13:0
(Ald. Gerretsen abstained)

6. That the account of the Public Utilities Commission in the amount of $937.36 for supplying and installing metering transformer and associated wiring to accomplish metering separation between the Olympic Harbour Restaurant and site be approved for payment.

(Note: It was necessary to have a separate meter installed in order to recover the correct amounts from the Harbour Restaurant. This has been included in previously committed funds.)

CARRIED

7. That the account of William E. Webster, M.A.I., A.A.C.I., in the amount of $1,500 for an appraisal of the Ontario Street Fire Hall and the City-Owned Parking Lot at the corner of Brock and Ontario Streets be approved for payment.

CARRIED

8. That, as recommended by R.P.A. Consultants Limited, the account of Kingston Lath and Plaster Ltd. in the amount of $2,648.20 for services and supplies for the Olympic Restaurant be approved for payment.

(Note: This was included in previously committed funds.)

CARRIED

REPORTS (cont'd)

Report No. - 126 - Finance and Accounts Committee (cont'd)

9. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Ltd. in the amount of $3,016.07 for services and supplies for the Olympic Restaurant be approved for payment.

(Note: This was included in previously committed funds.)

CARRIED

10. That the unexpended balances in the 1976 budget appropriations be used to finance overexpenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

CARRIED

11. That, subject to the concurrence of the Community Services Committee, and as recommended by the Fire Chief the amount of $772.00 be made available from the Fire Department, 1976 Budget, Account No. 33-52 "Buildings" for the renovations to the Brock Street Fire Station to expand the Fire Prevention Office to provide space for plans review (blueprint reading - new construction and alterations) as well as drafting of pre-plan charts.

(Note: At the meeting of the Community Services Committee held on December 9, 1976, approval was given to this matter.)

CARRIED

12. That, as recommended by the Transportation Committee, application be made to the Eastern Ontario Development Corporation for a loan of $133,762.00 and application to the Ontario Municipal Board for approval of a capital expenditure of $235,000.00 being made up of the loan in the amount of $133,762.00 and to borrow by debentures the sum of $101,238.00 to finance the cost of servicing the industrial park as follows:

a) Within Park Boundaries:

Roadways, curbs & entrances	$56,350.00
Sanitary Sewers	60,000.00
Watermains	60,000.00
Street Lighting	2,000.00
	$178,350.00

b) Outside Park Boundaries:

Roadway	56,650.00
	$235,000.00

and further - that the Capital Budget for 1976 be amended to transfer $235,000 from "Alcan - Industrial Subdivision" for this purpose.

(Note: Council previously approved application for $200,000 in this program).

CARRIED 13:1

(Alderman Keenleyside opposed.)

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd)

13. That, as recommended by R.P.A. Consultants Limited, the account of R. E. Ferguson Ltd. for the installation of new lights at the main entrance on the building steel in the amount of $775.00 be approved for payment.

(Note: This has been provided for in previously committed funds.).

CARRIED

14. That the amount of $3,000. be provided from Finance Contingencies to purchase ten portable and/or fixed booster heating units for the Sail Measures Area and one thermostatically controlled heating unit for the Mechanical Metering Room at the Portsmouth Olympic Harbour.

CARRIED

15. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636 of The Municipal Act, uncollectable taxes as detailed on Schedule "A" attached hereto, in the amount of $10,724.94 for the years 1965 to 1976 be struck off the roll.

CARRIED

16. That a contribution of $350.00 be made from Finance Contingencie to the Animal Control and Welfare Committee for the printing of an educational pamphlet to promote responsible pet ownership.

CARRIED

17. That the following request of the Grand Theatre Board of Management be approved:

"WHEREAS the Grand Theatre Board requested the Board of Trustees of the Kingston Community Centre Board to make available to them the ORTO Air Conditioning Units for use at the Grand Theatre as it was learned that the Community Centre Board would not be using them;

AND WHEREAS the Community Centre Board received these units free of charge from the City of Kingston but are agreeable to making them available to the Grand Theatre Board only if they are reimbursed for their value, i.e. $11,829;

AND WHEREAS the architect for the renovations to the Grand Theatre has reported that this equipment can be used at the Theatre but it would only be viable if the Grand Theatre Board received the units free of charge;

AND WHEREAS the Grand Theatre Board do not have the funds to reimburse the Community Centre Board for this equipment and as both Boards are Boards of the City of Kingston;

That this equipment be available to the Grand Theatre Board at no cost.".

CARRIED 13:1

(Alderman Hawkins opposed.)

18. That $1,000. be provided from Finance Contingencies for a grant to the International Hockey Hall of Fame and Museum Inc. for 1976.

CARRIED

19. WHEREAS at the meeting of City Council held on May 25th 1976 approval was given to a zone change and official plan change for property located at the southwest corner of Johnson Street and Aberdeen Street subject to the owner entering into a site plan agreement;

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd)

19. cont'd

AND WHEREAS the property has since been purchased by Mr. Edward Bak;

THEREFORE BE IT RESOLVED that the assignment of the Site Plan Agreement from David R. McCann to Edward Bak be ratified and confirmed.

(Note: Site Plans were approved and construction has commenced.)

CARRIED

20. That the Inaugural Meeting of City Council for 1977 be held on Monday, January 3, 1977, at 5:15 P.M.

CARRIED

21. That, as recommended by the architects, Dominik, Polson, Thompson, Laframboise and Mallette Change Order No. 2 in the amount of $407.04 for additional work at 329 Johnson Street to support the vault roof, etc. be approved.

(Note: Funds to cover this expenditure will be taken out of the Hardware Allowance of $3,200 in the contract. A tender has been accepted for the provision of hardware in the amount of $850.00.)

CARRIED

22. That, as recommended by the City Treasurer, the Public Utilities Commission be authorized to employ the Automation Centre, Ottawa, Ontario, at a price of $4,852.00 for sole use by the City of Kingston to convert computer programs for City tax billing and tax receivables processing by the Public Utilities Commission.

(NOTE: This is the lowest quotation received and provision for this expenditure has been made in the 1976 budget.)

CARRIED

23. WHEREAS the Bell Telephone Company has proposed an increase in rates of approximately 12.5% for Business Telephones and 10% for Residential Telephones;

AND WHEREAS the City of Kingston is opposed to the proposed rate increase;

THEREFORE BE IT RESOLVED that the Association of Municipalities of Ontario be requested to arrange for the presentation of the case opposing the proposed increases.

CARRIED 13:1
(Ald. Breen opposed.)

24. That, since a sufficiently signed petition has been received the recommendation of the Public Works Committee that storm sewers of 12", 15" and 24" in diameter be constructed in Palace Road from Brock Street to 38' south of Carruthers Ave. including an outlet at the Corporation's expense, under the provisions of Section 7 of the Local Improvement Act at -

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd)

24 cont'd

Total estimated cost	$76,500.00
Anticipated MTC Subsidy	20,000.00
Owners' Share	2,911.65
Corporation's share	53,588.35
Debenture Amount	56,500.00.

and that this project be given top priority in the 1977 Capital Budget, be approved.

CARRIED

25. That, since a sufficiently signed petition has been received, the recommendation of the Public Works Committee that the Kingscourt Storm Sewers, Phase 11, of 12", 15", 24" and 27" in diamter, be constructed under the provisions of Section 7 of The Local Improvement Act at -

Total estimated cost	$256,500.00
Anticipated MTC subsidy	60,000.00
Owners' share	10,390.14
Corporation's share	186,109.86
Debenture Amount	196,500.00

and that this project be given top priority in the 1977 Capital Budget, be approved. *CARRIED*

Alderman McArthur declared a conflict of interest in Clause 26

26. That List of Accounts No. 11 dated November, 1976, in the amount of $5,689,342.08 for expenditures incurred under proper authorization be approved.

(Note: A copy of the list has been distributed to each member of Council).

CARRIED 13:0
(Ald.McArthur abstained

27. That, as recommended by Lily Inglis and Wilfred Sorensen, Architects, and approved by the Kingston Public Library Board, Change Order No. 9 in the amount of $1,134.00 for several small items necessary in the construction of the library be approved, it being noted that this will be a charge to the Contingency Allowance in the contract.

(Note: This will leave a balance of $43,376.98 in the Contingency Allowance.)

CARRIED

28. That the tender of Reed Shaw Stenhouse Limited in response to Tender No. 76-36 due December 6th 1976 in the amount of $26,650 for liability insurance for the year 1977 be accepted.

(Note: Liability insurance coverage will be in the amount of $1,000,000. with no deductibles.)

CARRIED

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd)

29. That the ground floor of the Hockey Hall of Fame Building be leased to the International Hockey Hall of Fame for a period of one year commencing May 1st 1977 for the sum of $1.00 per annum with the option to renew for a much longer term on the understanding that the Kingston and District Agricultural Society shall be permitted to use the ground floor of the Hockey Hall of Fame building during the fair on the following conditions:

a) The period of use shall be for 8 days from 5 p.m., Sunday, July 17th 1977, to 5 p.m. Sunday, July 24th 1977.

b) The rental fee shall be $800.00.

c) A one foot space along three walls shall be reserved to cover any permanent cabinets or displays fixed to the walls which are necessary to avoid a major removal and storage cost during the period used by the Society.

and further -

That the Clerk-Comptroller be authorized to carry on negotiations as may be necessary to include normal lease conditions and report back to the Finance Committee for approval.

CARRIED

30. That a lease agreement be entered into with Cataraqui Bay Yachts Limited to operate a Ship's Chandler Service including sales and rentals of boats, boat motors and associated equipment at the Portsmouth Olympic Harbour in the form distributed to all members of Council with the following changes being made:

a) Inclusion of a clause to provide that any signs erected on the site shall be subject to the approval of the Lessor.

b) The Lessor shall maintain during the currency of the lease an insurance policy in the amount of $500,000. for public liability and property damage and evidence of such insurance satisfactory to the Lessor shall be deposited with the Corporation of the City of Kingston.

c) That this lease is entered into on the understanding that

By-Law No. 3078, "Zoning By-Law for the 1930, 1931 and 1952 Annexation Area" shall apply until the Planning Board has reviewed the definition of "Marina" in By-Law No. 8499, "(Restricted Area) Zoning By-Law for the Corporation of the City of Kingston" and has made a recommendation to Council following this review.

(Note: It is the intention of this clause to make it clear that the sale of boats, motors and equipment is a legal use at the present time and unless the Planning Board recommends a modification to the definition of marina under By-Law 8499 this will become a legal non-conforming use.)

CARRIED

REPORTS (cont'd)

Report No. 126 - Finance and Accounts Committee (cont'd

31. That a lease agreement be entered into with "Leonard Dover In Trust" for the Old Fire Hall located at 251 Ontario Street, Kingston, Ontario in the form distributed to all members of Council with the following typographical errors on the first page to be corrected:

    a) Section 2.01 - date in the last line should be December 31, 1996.

    b) Section 3.01, the date in the last line should be December 31, 1977.

CARRIED

32. That the Bill of Costs of the Ottawa law firm of McCann and Bayne, Solicitors for Mississauga Apartments Limited in the amount of $2,643.78 arising from Court action between the Corporation of the City of Kingston and Mississauga Apartments Limited and Arthur B. Smith for an Order by way of mandamus for issuance of a building permit be approved for payment as a charge to Finance Contingencies.

CARRIED

Respectfully submitted,

(Signed) *George N. Speal (Chairman)*
J. P. Gerretsen (Vice-Chairman)
B. E. Breen
Ken Keyes
G. L. Webb

SCHEDULE "A" TO FINANCE REPORT NO. 126.

GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O., 1970

ROLL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. COM. BUS.	PERIOD MONTHS	EXPLANATION	REFUND PUBLIC	REFUND SEPARATE	CANCELLATION PUBLIC	CANCELLATION SEPARATE
-120-02800-0010	R.J. Nourry, Gen.Ins.	107 Wellington	1970	B	9	Bankrupt				34.09
-130-00200-0030	Donalt Hult	162 Wellington	1974	B		Uncollectable			11.83	
-130-01200-0080	Francis MacDonald	56 Brock St.	1974	B	24	Bus. Disc.			23.79	
-130-01600-0030	Wilf Kordtis	320 King St.	1972	B	9	Bus. Disc.			64.04	
-130-04500-0020	Smith Garden & Sports	237 Ontario	1973	B	12	Uncollectable				337.64
"	" " "	"	1974	B	12	Uncollectable				414.02
-140-01300	City of Kingston	163 Brock St.	1975	R		Duplicate Bill			283.55	
-140-02500-0010	Kingston Card Shop	164 Princess	1974	B	12	50 to 30%	426.61			
" "	" " "	" "	1975	B	12	50 to 30%	472.68			
-140-02600-0070	Infred Co.Canada Ltd.	10 Montreal St.	1974	B	12	Uncollectable			107.90	
-140-07100-0050	Douglas Hornbeek	264 Princess St.	1971	B		Bus. Disc.			65.58	
-140-07900-0010	James McCarey	238 Princess St.	1974	B		Collection Charge			21.17	
-030-03800-0010	Dr. M. Whelan	157 King Street E.	1976	R	10	Duplicate Bill			95.58	
-120-00100	City of Kingston	120-130 Johnson	1976		12	City owns			23.60	
-030-01300-0160	Dr. A.V.F. Scott	800 Princess St.	1976	B		Duplicate 1975 Tax Credit			69.48	
-050-11300-0010	Sun Oil Co. Ltd.	630 Princess St.	1975	B		50% to 30%	306.83			
-130-07700-0011	Rita Beaudoin	336 Princess St.	1975	B		60% to 30%			192.12	
-030-07300-0010	Peter Allen	214 Division St.	1973	B	6	Bus. Disc.			34.37	
-040-03000-0020	Jose Orti	332A Barrie St.	1974	B	12	Duplicate			64.24	
-050-02800	Reps of Raymond Walker	129 Colborne St.	1969	R	12	CP to RP			5.33	
-070-09800-0050	Amey's Diamond Taxi Ltd.	50 Montreal St.	1975	B	8	Bus. Disc.				9.32
-080-11000-0010	L&C Hitchon Ent. Ltd.	187 Princess St.	1974	B	6	Bus. Disc.			283.83	
-090-02100	Seddy Springer	206-208 Wellington	1974	C to R	4	Assessment Error			27.71	
-030-10500-0040	Lillian Landry	503A Princess St.	1974	B	7	Uncollectable			27.65	
-030-10500-0040	Lillian Landry	503A Princess St.	1975	B	7	Uncollectable				31.00
-080-07600-0010	J.P. Clements (Kingston) Ltd.	166 Queen Street	1974	B	5	Uncollectable			190.19	

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GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O. 1970

LL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. BUS. COM.	PERIOD MONTHS	EXPLANATION	REFUND		CANCELLATION	
							PUBLIC	SEPARATE	PUBLIC	SEPARATE
0-010-11800	Mrs. Kosta Lach	Cataraqui St.	1973	R	12	Boathouse not used			14.91	
0-010-11800	Clive Babcock	" "	1974	R	12	" " "			14.19	
0-010-02700	Vincent Pelow	833-837 Montreal	1976	R	12	Assessment reduced			932.14	
0-030-07500-0040	Bob Joseph	213 Montreal St.	1972	B	9	Bus. Disc.				67.90
0-110-01100	Shek & Fin Dong	779 Division St.	1976	R	12	Assessment reduced			212.13	
0-140-03205	City of Kingston	Wilson St.	1975	R	12	City Owned			472.87	
0-010-05000	George A. Corkey	765 Montreal St	1972	B	12	Uncollectable				32.36
0-100-10100	City of Kingston	Duff Street	1976	locals	12	City Owned			219.38	
0-020-08200-0020	Lyle St.Amand	501 Frontenac St.	1975	B	5	Bus. Disc.			81.49	
0-020-12100-0010	Caduna Management Lt.	611 Princess St.	1974	B		Collection charges			171.18	
0-020-12400-0010	Edward Turner	513 Albert St.	1974	B	12	Bus. Disc.			43.03	
0-050-04100-0020	J&D Beauty Boutique	815 Princess St.	1974	B	12	Bankrupt			77.96	
0-060-01200-0040	Ontario Electrical	1085A Princess	1975	B	2	Relocated	28.45			
0-120-04100	Trevor Dossett	Division St.	1965	R	12	Owner unknown			7.74	
" "	" "	" "	1966	R	12	" "			9.14	
" "	" "	" "	1967	R	12	" "			9.86	
" "	" "	" "	1968	R	12	" "			13.71	
" "	" "	" "	1969	R	12	" "			14.19	
" "	" "	" "	1970	R	12	" "			14.31	
" "	" "	" "	1971	R	12	" "			14.66	
" "	" "	" "	1972	R	12	" "			14.45	
" "	" "	" "	1973	R	12	" "			14.27	
" "	" "	" "	1974	R	12	" "			11.26	
" "	" "	" "	1975	R	12	" "			12.28	
" "	" "	" "	1976	R	12	" "			12.83	
0-140-03207	City of Kingston	Compton	1976	locals	12	City Owned			24.77	
0-140-16100	City of Kingston	Counter	1976	locals	12	City Owned			609.01	
0-020-12100-0010	Ethel Jacobson	611 Princess St.	1976	B	7	Uncollectable			194.62	

.../3

GENERAL TAX WRITE OFF

Section 636, The Municipal Act, R.S.O. 1970

LL NO.	NAME	ADDRESS OF TAXES APPEALED	YEAR	RES. BUS. COM.	PERIOD MONTHS	EXPLANATION	REFUND		CANCELLATION	
							PUBLIC	SEPARATE	PUBLIC	SEPARATE
0-103-02100-0070	P&M Enterprises	277 Bath Rd.,	1975	B		50% to 30%			324.24	
0-050-02800	City of Kingston	Old Quarry Rd.	1975	R	12	City Owns			12.82	
0-080-15600-0010	Car Doctor Ltd.	1137 Princess St.	1975	B		50% to 30%			880.39	
0-090-00300-0010	Honda City	323 Bath Rd.	1975	B		50% to 30%			162.40	
0-090-00400-0010	Sun Oil Co. Ltd.	331 Bath Rd.	1975	B		50% to 30%	204.00			
0-090-00600-0020	Fun Spot	349 Bath Rd.	1975	B	4	Uncollectable			83.39	
0-040-08700-0030	D&E Delivery	324 Victoria St.	1974	B	12	Bankrupt			14.97	
0-080-12400	Basil & Claire Keane	89 Yonge St.	1974	C	12	Expropriated				587.12
0-080-13000	Helen Zeissler	69 Yonge St.	1974	R	12	Expropriated			542.06	
0-080-13100	Hans Nickelsen	67 Yonge St.	1974	C	12	Expropriated			475.58	
0-080-14000	Grace Wilson	Yonge St.	1972	R	12	Uncollectable			20.38	
0-080-14000	" "	" "	1973	R	12	Uncollectable			19.14	
0-080-14100	" "	" "	1972	R	12	Uncollectable			20.38	
0-080-14100	" "	" "	1973	R	12	Uncollectable			19.14	
0-110-12618	Ronald Leeman	160 Calderwood	1975	R	7	Assess. Error		125.05		
0-110-12619	Robert Torrents	156 Calderwood	1975	R	7	Assess. Error	123.71			
0-080-12400-0010	Basil & Claire Keane	89 Yonge St.	1974	B	12	Business Disc.				140.93
							$1562.28	$125.05	$7383.23	$1654.38

UNFINISHED BUSINESS

Mayor Speal said that his Term of office as Mayor had been an exciting and rewarding time. He said that he had learned a great deal from the members of Council during the last four years.

Mayor Speal said that he had acted on the basis of his feelings and experiences to assist the citizens of Kingston. Mayor Speal said that the citizens do not take the opportunity available to them to attend meetings of Council and thus, the actions of the Council members and their true dedication is not being observed by the citizens.

Mayor Speal expressed his thanks to the members of Council for their help and assistance and wished them a Happy Christmas and good health and happiness in the future.

Mayor Speal also expressed his thanks to the City Hall Staff for their help and assistance with special thanks to Mr. T. J. McKibbin, Clerk-Comptroller, for his dedicated service to the City and as a friend to the Mayor.

Ald. Webb said that Mayor Speal was the 5th. Mayor with whom he had served. He said that he had great respect for Mayor Speal and the openess of his actions. Ald. Webb said that he regretted to see the Mayor leave Council and expressed best wishes for the future to the Mayor and to Mrs. Speal.

Ald. Keenleyside said that he was proud of the accomplishments that he had been involved in during his term on Council concerning, the Airport, City Hall Design, Parks, Olympics, the City Flag, etc. He said that he considered these accomplishments as nothing when compared to his being able to engage in debate with colleagues on Council.

Ald. Matthews expressed the best wishes for the future to Ald. Keenleyside on behalf of all of his friends on Council.

Ald. Timmins expressed best wishes for the future to Ald. Travers on behalf of the members of Council.

Mayor Speal said that C.K.L.C. and Ald. French had produced a recording *"Olympic Summer 76"* to be aired on January 2, 1977 at 4:10 P.M. and thanked Ald. French for a personal copy of the tape as well as for the copy the city received.

Mayor Speal reported that the members of Council had been invited to the Olympic Harbour Restaurant for noon on December 22nd. by the proprietors of the Restaurant.

Ald. Webb said that he wished to commend the Deputy City Clerk and his staff for their work in conducting the election.

Ald. Webb said that many names were left off of the Voters List that was supplied to the City by the Regional Assessment Office and that information as to the reason for this should be obtained.

BY-LAWS

(a) Moved by Ald. Breen,
Seconded by Ald. Keenleyside,

That By-Laws 1 to 5 be given their first and second reading.

CARRIED

(2) Moved by Ald.Keyes,
Seconded by Ald. Webb,

That Rules 35 of By-Law No. 1 to be suspended for the purpose of giving By-Law 5 its third reading.

CARRIED

BY-LAWS (cont'd)

(c) Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That By-Laws 5 to 11 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 124).

(FIRST AND SECOND READING) (PROPOSED NO. 8962)
Clause 1, Report No. 124, 1976

CARRIED

(2) A By-Law to Dedicate Certain City Owned Lands as Public Highway (Don Street).

(FIRST AND SECOND READING) (PROPOSED NO. 8963)
Clause 2, Report No. 124, 1976

CARRIED

(3) A By-Law to Authorize the Construction of a Storm Sewer in Palace Road from Brock Street to 38 Feet South of Carruthers Avenue, Including An Outlet at the Corporation's Expense, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READING) (PROPOSED NO. 8964)
Clause 24, Report No. 126, 1976

CARRIED

(4) A By-Law to Authorize the Construction of Certain Storm Sewers Under the Provisions of Section 7 of The Local Improvement Act (Petition) (Kingscourt Area, Phase II).

(FIRST AND SECOND READING) (PROPOSED NO. 8965)
Clause 25, Report No. 126, 1976

CARRIED

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on December 13, 1976.

(THREE READINGS) (PROPOSED NO. 8966)
City Council Meeting No. 28

CARRIED

(6) A By-Law to Authorize the Construction of a Sanitary Sewer and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8895)
Clause 6(a), Report No. 82, 1976

CARRIED

(7) A By-Law to Authorize the Construction of a Storm Sewer and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 8896)
Clause 6(b), Report No. 82, 1976

CARRIED

(8) A By-Law to Authorize the Construction of a Watermain and Services in Joyce Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 8897)
Clause 6(c), Report No. 82, 1976

CARRIED

BY-LAWS (cont'd)

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 100).

(THIRD READING) (PROPOSED NO. 8927)
Clause 1, Report No. 100, 1976

CARRIED

(10) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 5, 8, 9 and 10, Report No. 118)

(THIRD READING) (PROPOSED NO. 8953)
Clauses 5, 8, 9 & 10, Report No. 118, 1976)

CARRIED

(11) A By-Law to Provide for the Establishment of the Kingston Community Memorial Centre, the Swimming Pool and the Harold Harvey Arena as Recreation Centres Under the Provisions of the Community Recreation Centres Act, 1974

(THIRD READING) (PROPOSED NO. 8954
Clause 2, Report No. 120, 1976

CARRIED

MOTIONS

The following Notice of Motion was received:

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That pursuant to section 81(2) of the Municipal Elections Act the Council of the City of Kingston declare that a recount in the election for Alderman in Ontario Ward and in the election of the City of Kingston representatives to the Frontenac County Board of Education is desirable in the public interest and accordingly apply to the local County Court Judge for such recounts.

(See following Motions)

Ald. Allmark and Ald. Travers declared a conflict of interest in the Notice of Motion of Ald. Gerretsen and Ald. Hawkins as they were candidates for Alderman for Ontario Ward. Ald. Allmark and Ald. Travers did not take part in the debate nor vote.

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Rule 42 of By-Law No. 1 be suspended for the purpose of considering the Motions of Ald. Gerretsen and Ald. Hawkins at this meeting of Council.

CARRIED 9:3
(Ald. Allmark and Ald. Travers abstained)
(See Recorded Vote)

Ald. Webb requested a recorded vote on the Motion of Ald. Gerretsen and Ald. Matthews, which was as follows:

YEAS: Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Keenleyside, Ald. Keyes, Ald. Mackenzie, Ald. Matthews, Ald. Timmins, Ald. Webb. (9)

NAYS: Mayor Speal, Ald. Breen, Ald. McArthur. (3)

Ald. Keenleyside left the meeting at 10:10 P. M.

The Motion of Ald. Gerretsen and Ald. Hawkins (1) was then considered.

MOTIONS (cont'd)

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That pursuant to section 81(2) of the Municipal Eletions Act the Council of the City of Kingston declare that a recount in the election for Alderman in Ontario Ward and in the election of the City of Kingston representatives to the Frontenac County Board of Education is desirable in the public interest and accordingly apply to the local County Court Judge for such recounts.

LOST 5:6
(Ald. Allmark and Ald. Travers abstained)
(See Recorded Vote)

Ald. Webb requested a recorded vote on the Motion of Ald. Gerretsen and Ald. Hawkins, which was as follows:

YEAS: Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Matthews, Ald. McArthur. (5)

NAYS: Mayor Speal, Ald. Breen, Ald.Keyes, Ald. Mackenzie, Ald. Timmins, Ald. Webb. (6)

Ald. Keenleyside returned to the meeting at 10:23 P. M.

The following Motion was also received:

(3) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the sympathy of Council be extended to the family of the late Mr. W.A. Buckley.

CARRIED

(4) Moved by Ald. Keyes,
Seconded by Ald. Gerretsen,

That Council do now adjourn.

CARRIED

Council adjourned at 10:25 P. M.

(L.S.)

(signed) *T. J. McKibbin,*
Clerk-Comptroller

(signed) *George N. Speal,*
Mayor

City Form 212
(1976)

REPORT ON MUNICIPAL ELECTIONS

Kingston, December 9, 1976.
Revised December 13, 1976.

To the Mayor and Members of Council:

I hereby report the results of the Municipal Election held on Monday, December 6, 1976, for the Candidates for Municipal office for the years 1977 and 1978.

MAYOR

GUINDON, Paul P.Q.D.	238
KEYES, Ken	12,041
PHIPPS-WALDER, Edward	1.168
SPENCE, Kit	1,534

I hereby declare Kenneth A. Keyes elected Mayor of the City of Kingston for the years 1977 and 1978.

ALDERMEN

SYDENHAM WARD

FRENCH, Terry D.	1,381
KNAPP, Bill	1,243
MILLER, Lois E.	1,436

I hereby declare Lois Miller and Terry French elected as Aldermen for Sydenham Ward for the years 1977 and 1978.

ONTARIO WARD

ALLMARK, Gordon	1,003
CLEMENTS, John	1,029
FOUNTAS, Peter	404
TRAVERS, David J.	998

I hereby declare John Clements and Gordon Allmark elected as Aldermen for Ontario Ward for the years 1977 and 1978.

ST. LAWRENCE WARD

ARBUCKLE, Joyce	491
GORHAM, Murray B.	518
KENNEDY, Hubert R.	168
WEBB, George L.	746

I hereby declare George Webb and Murray B. Gorham elected Aldermen for St. Lawrence Ward for the years 1977 and 1978.

CATARAQUI WARD

GARRETT, Mary	336
JAMIESON, Bill	595
MATTHEWS, Ken	1,308
McARTHUR, Neil	703

I hereby declare Kenneth Matthews and Neil McArthur elected Aldermen for Cataraqui Ward for the years 1977 and 1978.

ALDERMEN (cont'd.)

FRONTENAC WARD

BREEN, Bernie	1,260
BRIGHTMAN, Vic	758
HAWKINS, Joe	1,298

I hereby declare Joseph Hawkins and Bernard E. Breen elected Aldermen for Frontenac Ward for the years 1977 and 1978.

RIDEAU WARD

MACKENZIE, Judith
TIMMINS, Grant

I hereby declare Judith Mackenzie and Grant Timmins elected Aldermen for Rideau Ward, by Acclamation, for 1977 and 1978.

VICTORIA WARD

FYFE, Stewart	896
GERRETSEN, John P.	1,663
RAVEN, Ken	822
ROBINSON, Donald	469
TARNOWECKY, Yuri	1,099

I hereby declare John P. Gerretsen and Yuri Tarnowecky elected Aldermen for Victoria Ward for the years 1977 and 1978.

PUBLIC UTILITIES COMMISSION

BLANEY, Earl J.	4,641
COOKE, Ernest	3,132
FOSTER, Scott	1,140
FOSTER, Stephen	2,456
FRAY, Bob	7,905
GOOD, W.P. Pat	5,179
HAY, Robert H.	6,325
LANGABEER, Harold	2,373
PHIPPS-WALKER, Margaret	3,359
THOMPSON, Paul	3,334
VINCENT, Garry C.	1,676

I hereby declare Robert A. Fray, Robert H. Hay, W. P. Good and Earl J. Blaney elected as members of the Public Utilities Commission of the City of Kingston, for the years 1977 and 1978.

THE FRONTENAC COUNTY BOARD OF EDUCATION

ELECTION BY PUBLIC SCHOOL ELECTORS OF THE CITY OF KINGSTON

BANNISTER, John W.	6,144
CAMPEY, John R.	2,714
DIGNUM, Raymond	3,024
DOUBLEDAY, W. Buster	4,171
LAVERTY, A. Marshall	6,823
LESSLIE, William V.	2,787
MILLER, Ruth	4,118
NALDRETT, Evelyn M.	4,083
THORBURN, Wendy	4,111
WARMINGTON, R. Bruce	5,471
WATSON, Peter	5,824
WATTS, Edward	5,155

I hereby declare A. Marshall Laverty, John W. Bannister, Peter Watson, R. Bruce Warmington, Edward Watts, W. Buster Doubleday and Ruth Miller elected as members of the Frontenac County Board of Education for the years 1977 and 1978.

FRONTENAC COUNTY BOARD OF EDUCATION (cont'd.)

ELECTION BY SEPARATE SCHOOL SUPPORTERS OF THE CITY OF KINGSTON

LAMARCHE, John George
CARNEY, V. (Len)

I hereby declare John George Lamarche and Len Carney elected members of the Frontenac County Board of Education, by acclamation, for the years 1977 and 1978.

THE FRONTENAC-LENNOX & ADDINGTON COUNTY ROMAN CATHOLIC SEPARATE SCHOOL BOARD

ELECTION BY THE SEPARATE SCHOOL SUPPORTERS OF THE CITY OF KINGSTON

CLEMENT, Donald P.	2,373
COFFEY, Charles S.	1,395
FARDELLA, Anthony V.	1,555
HORAN, James G.	885
KENNEDY, Edward A.	1,405
LAMARCHE, Margaret D.	1,575
MILLAR, G.F. Gerry	683
REID, Catherine M.	1,348
SHEA, Wilfred	1,396
TRAVILL, Anthony A.	1,310

I hereby declare Donald P. Clement, Margaret D. Lamarche, Anthony V. Fardella, Edward A. Kennedy, Wilfred Shea, Charles Coffey and Catherine M. Reid elected as members of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board of Education for the years 1977 and 1978.

As a matter of interest the following percentages are submitted showing the number of voters of the City as a whole and by individual Wards. These percentages are based on the gross number who could vote for the office of Mayor.

	1976 Eligible to Vote	1976 Voted	% of Eligible Voters Who Voted			
			1976	1974	1972	1970*
ADVANCE POLL	-	-	-	-	-	-
SYDENHAM WARD	8,290	2,358	28.4	23.4	34.72	37.79
ONTARIO WARD	5,680	1,942	33.1	23.6	31.45	35.60
ST. LAWRENCE WARD	4,352	1,162	26.7	8.2	21.04	37.16
CATARAQUI WARD	6,406	1,725	26.9	21.0	28.87	36.87
FRONTENAC WARD	5,918	1,926	32.5	30.1	31.31	35.16
RIDEAU WARD	6,940	2,533	36.4	31.4	39.26	45.22
VICTORIA WARD	8,418	2,685	31.8	13.0	35.85	33.79
	46,184	14,331	31.0	22.5	33.23	38.19

*Since ward boundaries have been changed the percentage figures for each ward are not now comparable.

Respectfully Submitted

T.J. McKibbin
Clerk-Comptroller

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